



CITY OF CARSON

August 12, 2016

Via Email submit@bos.lacounty.gov &
Personal Delivery

Los Angeles County Board of Supervisors
Attn: Lori Glasgow, Executive Officer
Kenneth Hahn Hall of Administration
500 West Temple Street, Room 383
Los Angeles, CA 90012

ADOPTED

BOARD OF SUPERVISORS
COUNTY OF LOS ANGELES

78 September 6, 2016

LORI GLASGOW
EXECUTIVE OFFICER

Re: City of Carson November 8, 2016 General Municipal Election

Dear Ms. Glasgow:

Enclosed please find 2 certified copies of the following General Municipal Election resolutions:

Resolution No. 16-111, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CARSON, CALIFORNIA CONFIRMING AND AFFIRMING THE CONSOLIDATION OF THE GENERAL MUNICIPAL ELECTION IN THE CITY OF CARSON, AS CALLED BY RESOLUTION 16-079, WITH THE STATEWIDE GENERAL ELECTION TO BE CONDUCTED BY LOS ANGELES COUNTY ON TUESDAY, NOVEMBER 8, 2016."

Sincerely,

Donesia L. Gause, CMC
City Clerk

DLG/yc

Enclosure

RESOLUTION 16-111

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CARSON, CALIFORNIA CONFIRMING AND AFFIRMING THE CONSOLIDATION OF THE GENERAL MUNICIPAL ELECTION IN THE CITY OF CARSON, AS CALLED BY RESOLUTION 16-079, WITH THE STATEWIDE GENERAL ELECTION TO BE CONDUCTED BY LOS ANGELES COUNTY ON TUESDAY, NOVEMBER 8, 2016

WHEREAS, on July 5, 2016, and pursuant to the laws of the State of California, the City Council of the City of Carson adopted Resolution 16-079, which called the General Municipal Election to be held in the City of Carson on Tuesday, November 8, 2016 for the election of Municipal Officers; and,

WHEREAS, on June 14, 2016, the County of Los Angeles Board of Supervisors approved the consolidation of the General Municipal Election to be held in the City of Carson on Tuesday, November 8, 2016 with the statewide General Election to be conducted by the County of Los Angeles; and,

WHEREAS, the City Council of the City of Carson now wishes to confirm and affirm the consolidation of the General Municipal Election called by Resolution 16-079 with the Statewide General Election to be conducted by the County of Los Angeles on Tuesday, November 8, 2016.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF CARSON, CALIFORNIA, DOES RESOLVE, DECLARE, DETERMINE AND ORDER AS FOLLOWS:

Section 1. That the above recitals are true and correct and incorporated fully herein.

Section 2. That the City Council confirms and affirms the consolidation of the General Municipal Election called by Resolution 16-079 with the Statewide General Election to be conducted by the County of Los Angeles on Tuesday, November 8, 2016.

Section 3. That the county election department is authorized to canvass the returns of the General Municipal Election. The election shall be held in all respects as if there were only one election, and only one form of ballot shall be used. The election will be held and conducted in accordance with the provisions of law regulating the statewide election.

Section 4. That the City of Carson recognizes that additional costs will be incurred by the County by reason of this consolidation and agrees to reimburse the County for any costs.

Section 5. That the County of Los Angeles is requested to take any and all necessary steps for the holding of the consolidated election.

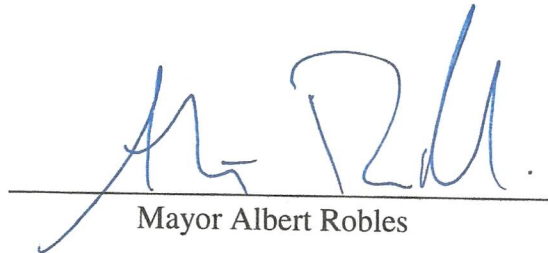
Section 6. That Resolution 16-079 is amended and/or repealed only to the extent it conflicts with this Resolution.

Section 7. That in all particulars not recited in this Resolution or Resolution 16-079, the election shall be held and conducted as provided by law for holding consolidated municipal elections.

Section 8. That the City Clerk shall certify to the passage and adoption of this Resolution and enter it into the book of original Resolutions.

Section 9. That the City Clerk is directed to forward without delay to the Board of Supervisors and to the County Election Department, each a certified copy of this Resolution.

PASSED, APPROVED AND ADOPTED by the City Council of the City of Carson, California, at a special meeting held on the 11th day of August, 2016.



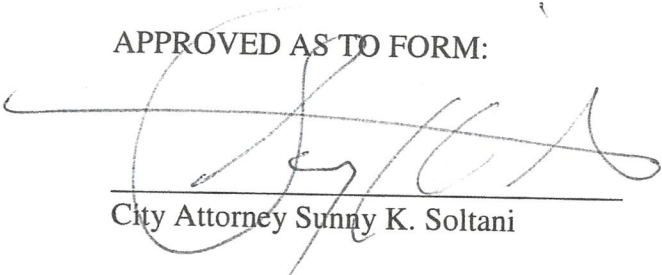
Mayor Albert Robles

ATTEST:




City Clerk Donesia L. Gause

APPROVED AS TO FORM:



City Attorney Sunny K. Soltani

I hereby certify that this document is
a full, true, and correct copy of the
document on file in this office


City Clerk, City of Carson, CA

By


Deputy

8/12/16

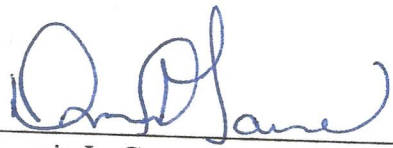
Date



STATE OF CALIFORNIA)
COUNTY OF LOS ANGELES) ss.
CITY OF CARSON)

I, Donesia L. Gause, City Clerk of the City of Carson, California, hereby attest to and certify that the foregoing resolution, being Resolution No. 16-111, adopted by the Carson City Council at its meeting held on the 11th day of August, 2016, by the following vote:

AYES:	COUNCIL MEMBERS:	Mayor Robles, Davis-Holmes, Santarina, Hilton, and Hicks
NOES:	COUNCIL MEMBERS:	None
ABSTAIN:	COUNCIL MEMBERS:	None
ABSENT:	COUNCIL MEMBERS:	None



Donesia L. Gause, CMC

RESOLUTION 16-111

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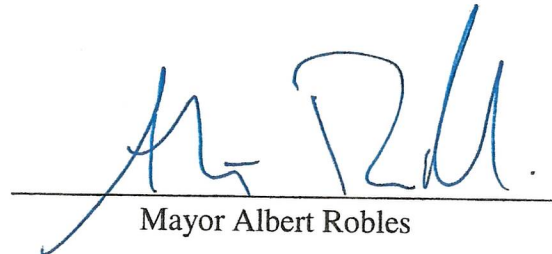
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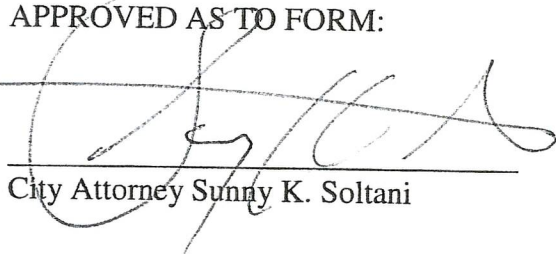
PASSED, APPROVED AND ADOPTED by the City Council of the City of Carson, California, at a special meeting held on the 11th day of August, 2016.


Mayor Albert Robles


ATTEST:


City Clerk Donesia L. Gause

APPROVED AS TO FORM:


City Attorney Sunny K. Soltani

I hereby certify that this document is
a full, true, and correct copy of the
document on file in this office


City Clerk, City of Carson, CA


By 
Deputy
Date 8/12/16



STATE OF CALIFORNIA)
COUNTY OF LOS ANGELES) ss.
CITY OF CARSON)

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NOES:	COUNCIL MEMBERS:	None
ABSTAIN:	COUNCIL MEMBERS:	None
ABSENT:	COUNCIL MEMBERS:	None



Donesia L. Gause, CMC



CITY OF CARSON

August 12, 2016

Via Email submit@bos.lacounty.gov &
Personal Delivery

Los Angeles County Board of Supervisors
Attn: Lori Glasgow, Executive Officer
Kenneth Hahn Hall of Administration
500 West Temple Street, Room 383
Los Angeles, CA 90012

Re: City of Carson November 8, 2016 General Municipal Election

Dear Ms. Glasgow:

Enclosed please find 2 certified copies of the following General Municipal Election resolutions:

Resolution No. 16-108 titled "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CARSON, CALIFORNIA, ORDERING THE SUBMISSION TO THE QUALIFIED ELECTORS OF THE CITY OF A CERTAIN MEASURE TO ESTABLISH TERM LIMITS FOR ELECTED OFFICIALS IN THE CITY OF CARSON AT THE GENERAL ELECTION TO BE HELD ON TUESDAY, NOVEMBER 8, 2016".

Resolution No. 16-109 titled "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CARSON, CALIFORNIA, SETTING PRIORITIES FOR FILING WRITTEN ARGUMENT(S) IN SUPPORT AND DIRECTING THE CITY ATTORNEY TO PREPARE AN IMPARTIAL ANALYSIS REGARDING THE MEASURE TO ESTABLISH TERM LIMITS FOR ELECTED OFFICIALS IN THE CITY OF CARSON".

Resolution No. 16-110 titled "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CARSON, CALIFORNIA, PROVIDING FOR THE FILING OF REBUTTAL ARGUMENTS REGARDING THE MEASURE TO ESTABLISH TERM LIMITS FOR ELECTED OFFICIALS IN THE CITY OF CARSON".

Sincerely,

Donesia L. Gause, CMC
City Clerk

DLG/yc
Enclosures

RESOLUTION NUMBER 16-108

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WHEREAS, the City Council of the City of Carson has called a General Municipal Election to be held on Tuesday, November 8, 2016, by Resolution No. 16-079 adopted on July 5, 2016; and,

WHEREAS, on June 14, 2016 the Los Angeles County Board of Supervisors approved the consolidation of the City of Carson General Election with the statewide General Election; and,

WHEREAS, the City Council of the City of Carson also desires to submit to the voters at the General Municipal Election on November 8, 2016 a proposed ordinance to establish term limits for the elected officials of the City of Carson.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF CARSON, CALIFORNIA, DOES HEREBY RESOLVE, DECLARE, DETERMINE AND ORDER AS FOLLOWS:

Section 1. That the City Council of the City of Carson, pursuant to its right and authority, hereby orders submitted to the voters at the General Municipal Election to be held on Tuesday, November 8, 2016 the following question:

Term Limits for Elected Officials. Shall Ordinance 16-1598, establishing a lifetime term limit of three (3) terms of four (4) years each served as an elected official in the City of Carson, including Mayor, member of the City Council, City Clerk, City Treasurer, or any combination of elected offices, be approved?	YES
	NO

Section 2. That the text of Ordinance 16-1598, as provided in the question above, is to be submitted to the voters as a proposed measure is attached as Exhibit "A" to this resolution.

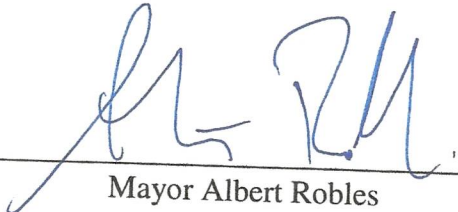
Section 3. That the vote requirement for the ballot measure to pass is a majority (50% +1) of the votes cast.

Section 4. That in all particulars not recited in this resolution, the election shall be held and conducted as provided by law for holding municipal elections.

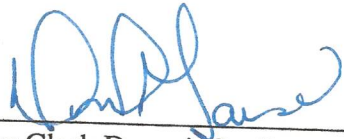
Section 5. That notice of the time and place of holding the election is given and the City Clerk is authorized, instructed and directed to give further or additional notice of the election, in time, form and manner as required by law.

Section 6. That the City Clerk shall certify to the passage and adoption of this Resolution and enter it into the book of original Resolutions.

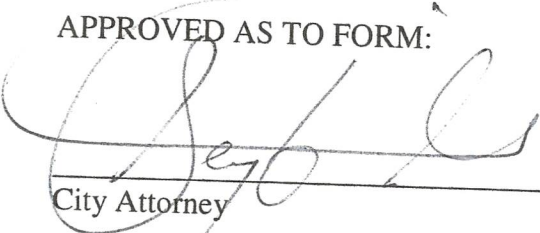
PASSED, APPROVED AND ADOPTED by the City Council of the City of Carson, California, at a special meeting held on the 11th day of August, 2016.


Mayor Albert Robles

ATTEST:


City Clerk Donesia L. Gause

APPROVED AS TO FORM:


City Attorney

I hereby certify that this document is
a full, true, and correct copy of the
document on file in this office


City Clerk, City of Carson, CA

By

Deputy

Date


8/12/16



STATE OF CALIFORNIA)
COUNTY OF LOS ANGELES) ss.
CITY OF CARSON)

I, Donesia L. Gause, City Clerk of the City of Carson, California, hereby attest to and certify that the foregoing resolution, being Resolution No. 16-108, adopted by the Carson City Council at its meeting held on the 11th day of August, 2016, by the following vote:

AYES:	COUNCIL MEMBERS:	Mayor Robles, Davis-Holmes, Santarina, and Hicks
NOES:	COUNCIL MEMBERS:	Hilton
ABSTAIN:	COUNCIL MEMBERS:	None
ABSENT:	COUNCIL MEMBERS:	None



Donesia L. Gause, CMC

ORDINANCE 16-1598

AN ORDINANCE OF THE CITY OF CARSON, CALIFORNIA, SETTING TERM LIMITS FOR THE ELECTED OFFICIALS IN THE CITY OF CARSON BY ADDING A NEW CHAPTER 12 "TERM LIMITS FOR ELECTED OFFICIALS" TO ARTICLE II OF THE CARSON MUNICIPAL CODE

WHEREAS, the elected officials of the City of Carson currently are Mayor, members of the City Council, City Clerk, and City Treasurer; and,

WHEREAS, the City of Carson currently does not have term limits for the elected officials of the City; and,

WHEREAS, the positive aspects of term limits for elected city officials include the following:

- Limits potential abuses of power by elected officials who stay in office too long
- Encourages new people to get involved in local government
- Broadens the base of potential candidates
- Increases responsiveness to the public
- Encourages fresh ideas
- Provides voters with more choices
- Increase voter turnout
- Ensures a better balance of power among different interest groups
- Encourages more diversity of members of the City Council
- Encourages broader representation of different neighborhoods; and,

WHEREAS, it is in the best interests of the City that term limits be established for all elected offices in the City, and it is the purpose and intent of this Ordinance to achieve the positive impacts of term limits mentioned above.

NOW, THEREFORE, THE PEOPLE OF THE CITY OF CARSON, CALIFORNIA, DO ORDAIN AS FOLLOWS:

Section 1. A new Chapter 12 is added to Article II of the Carson Municipal Code to read, in its entirety, as follows:

"TERM LIMITS FOR MAYOR AND CITY COUNCIL

**Sections: 21200 Term Limits
 21201 Elected Officials**

EXHIBIT A

21202 Partial Terms of Office

21203 Application

21204 Amendments

21205 Severability

Section 21200. Term Limits.

No person shall be elected or appointed to more than three (3) terms as an elected official, or in any combination of elected offices, in the City of Carson.

Section 21201. Elected Officials

The term "elected officials" as used in this Chapter includes the office of:

- A. Mayor,
- B. Member of the City Council,
- C. City Clerk, and
- D. City Treasurer.

Section 21202. Partial Terms of Office.

A. The limitation on terms of office described in section 21200 shall not apply to any unexpired term to which a person is elected or appointed if the remainder of the term is less than one-half of the full term of office.

B. Notwithstanding subsection (A), if an elected official is elected Mayor, his or her uncompleted term of office shall not count towards the term limits established in Section 21200, provided that:

- 1. The elected official is elected to the Office of Mayor at a general municipal election; and
- 2. The elected official's office is not scheduled for election at such general municipal election.

Section 21203. Application.

The term limits described in this Chapter shall apply to terms of office beginning on or after the general election held on November 8, 2016.

EXHIBIT A

Section 21204. Amendments.

The City Council may by majority vote amend the provisions of this Chapter contained in Section 21202 to implement the substantive provisions of this Chapter, provided that such amendments are consistent with and further the purposes and intent of this Chapter.

Section 21205. Severability.

If any subsection, subdivision, paragraph, sentence, clause, or phrase of this Chapter or any part thereof is for any reason held to be unenforceable or otherwise invalid, such decision shall not affect the validity of the remaining portion of this Chapter or any part thereof.”

Section 2. Amendment or Repeal. The City Council may by majority vote amend the provisions of this Ordinance to implement the substantive provisions of this Ordinance, provided that such amendments are consistent with and further the purposes and intent of this Chapter.

Section 3. Severability. If any subsection, subdivision, paragraph, sentence, clause or phrase of this Ordinance or any part thereof is for any reason held to be unconstitutional or otherwise unenforceable, such decision shall not affect the validity of the remaining portion of this ordinance or any part thereof. The People of the City of Carson hereby declare that they would have passed each subsection, subdivision, paragraph, sentence, clause, or phrase thereof, irrespective of the fact that any one or more subsection, subdivision, paragraph, sentence, clause, or phrase be declared unconstitutional or otherwise unenforceable.

Section 4. Effective Date. After its adoption by the voters, this Ordinance shall be in full force and effect ten (10) days after the vote is declared by the City Council of the City of Carson, pursuant to the provisions of Election Code §§ 9217 and 15400 and as provided by law.

CERTIFICATE OF ATTESTATION AND ORIGINALITY

I, Donesia L. Gause, City Clerk of the City of Carson, California, do hereby attest to and certify that the above Ordinance No. 16-1595 was Passed, Approved, and Adopted by the People of the City of Carson, California, voting on the 8th day of November, 2016.

Donesia L. Guase,
City Clerk, City of Carson

EXHIBIT A

RESOLUTION NUMBER 16-108

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CARSON, CALIFORNIA, ORDERING THE SUBMISSION TO THE QUALIFIED ELECTORS OF THE CITY OF A CERTAIN MEASURE TO ESTABLISH TERM LIMITS FOR ELECTED OFFICIALS IN THE CITY OF CARSON AT THE GENERAL ELECTION TO BE HELD ON TUESDAY, NOVEMBER 8, 2016

WHEREAS, the City Council of the City of Carson has called a General Municipal Election to be held on Tuesday, November 8, 2016, by Resolution No. 16-079 adopted on July 5, 2016; and,

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	NO

Section 2. That the text of Ordinance 16-1598, as provided in the question above, is to be submitted to the voters as a proposed measure is attached as Exhibit "A" to this resolution.

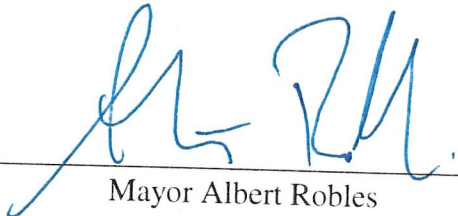
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Section 5. That notice of the time and place of holding the election is given and the City Clerk is authorized, instructed and directed to give further or additional notice of the election, in time, form and manner as required by law.

Section 6. That the City Clerk shall certify to the passage and adoption of this Resolution and enter it into the book of original Resolutions.

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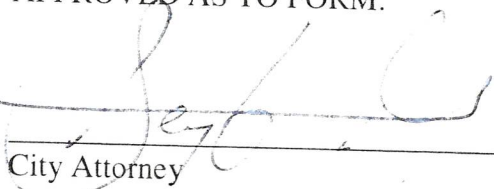
Mayor Albert Robles

ATTEST:

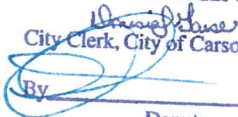


City Clerk Donesia L. Gause

APPROVED AS TO FORM:



City Attorney

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City Clerk, City of Carson, CA

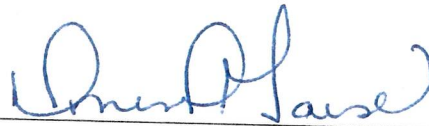
By _____
Deputy _____
Date 8/12/16



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WHEREAS, the elected officials of the City of Carson currently are Mayor, members of the City Council, City Clerk, and City Treasurer; and,

WHEREAS, the City of Carson currently does not have term limits for the elected officials of the City; and,

WHEREAS, the positive aspects of term limits for elected city officials include the following:

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- Ensures a better balance of power among different interest groups
- Encourages more diversity of members of the City Council
- Encourages broader representation of different neighborhoods; and,

WHEREAS, it is in the best interests of the City that term limits be established for all elected offices in the City, and it is the purpose and intent of this Ordinance to achieve the positive impacts of term limits mentioned above.

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EXHIBIT A

21202 Partial Terms of Office
21203 Application
21204 Amendments
21205 Severability

Section 21200. Term Limits.

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- C. City Clerk, and
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Section 21202. Partial Terms of Office.

A. The limitation on terms of office described in section 21200 shall not apply to any unexpired term to which a person is elected or appointed if the remainder of the term is less than one-half of the full term of office.

B. Notwithstanding subsection (A), if an elected official is elected Mayor, his or her uncompleted term of office shall not count towards the term limits established in Section 21200, provided that:

- 1. The elected official is elected to the Office of Mayor at a general municipal election; and
- 2. The elected official's office is not scheduled for election at such general municipal election.

Section 21203. Application.

The term limits described in this Chapter shall apply to terms of office beginning on or after the general election held on November 8, 2016.

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Section 21204. Amendments.

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Section 21205. Severability.

If any subsection, subdivision, paragraph, sentence, clause, or phrase of this Chapter or any part thereof is for any reason held to be unenforceable or otherwise invalid, such decision shall not affect the validity of the remaining portion of this Chapter or any part thereof."

Section 2. Amendment or Repeal. The City Council may by majority vote amend the provisions of this Ordinance to implement the substantive provisions of this Ordinance, provided that such amendments are consistent with and further the purposes and intent of this Chapter.

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Donesia L. Guase,
City Clerk, City of Carson

EXHIBIT A

RESOLUTION 16-109

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CARSON, CALIFORNIA, SETTING PRIORITIES FOR FILING WRITTEN ARGUMENT(S) IN SUPPORT AND DIRECTING THE CITY ATTORNEY TO PREPARE AN IMPARTIAL ANALYSIS REGARDING THE MEASURE TO ESTABLISH TERM LIMITS FOR ELECTED OFFICIALS IN THE CITY OF CARSON

WHEREAS, a General Municipal Election is to be held in the City of Carson, California, on November 8, 2016, at which there will be submitted to the voters a ballot measure to consider adopting a proposed ordinance to establish term limits for the elected officials of the City of Carson.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF CARSON, CALIFORNIA, DOES HEREBY RESOLVE, DECLARE, DETERMINE AND ORDER AS FOLLOWS:

Section 1. That pursuant to Election Code §§ 9282 and 9287, the City Council hereby authorizes, but does not require, any or all members of the City Council to file a written argument for the foregoing measure.

Section 2. That in the event that more than one argument for or against the foregoing measure is timely submitted, the City Council's duly appointed elections official shall give preference and priority first, to arguments submitted by a member of the City Council, as authorized by this Resolution, and second, to individual voters, bona fide associations, or a combination thereof, in the order set forth at California Elections Code § 9287.

Section 3. That in accordance with the requirements of Division 9, Chapter 3, Article 4 of the California Elections Code, all written arguments for or against the foregoing measure: (1) shall not exceed three hundred (300) words in length; (2) shall be filed with the City's designated elections official; (3) shall be accompanied by the printed name(s) and signature(s) of the person(s) submitting it, or if submitted on behalf of an organization, the name of the organization, and the printed name and signature of at least one of the principal officers who is the author of the argument; and (4) shall be accompanied by the Form of Statement to be Filed by Author(s) of Argument as provided for in California Elections Code § 9600. All written arguments may be changed or withdrawn until and including the date fixed by the City's designated elections official, after which time no arguments for or against the foregoing measure may be submitted to the elections official.

Section 4. That the City Council hereby directs the City's designated elections official to transmit a copy of the foregoing measure to the City Attorney. In accordance with California Elections Code § 9280, the City Attorney is hereby directed to prepare an impartial analysis of the measure, not to exceed five hundred (500) words in length, showing the effect of the measure on the existing law and the operation of the measure. The analysis shall include a statement indicating whether the measure was placed on the ballot by a petition signed by the

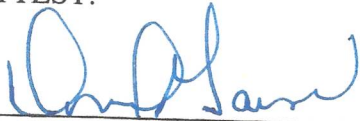
requisite number of voters or by the governing body of the city. In the event the entire text of the measure is not printed on the ballot, nor in the voter information portion of the sample ballot, there shall be printed immediately below the impartial analysis, in no less than 10-point bold type, a legend substantially as follows: "The above statement is an impartial analysis of Ordinance or Measure _____. If you desire a copy of the ordinance or measure, please call the elections official's office at (insert telephone number) and a copy will be mailed at no cost to you." The impartial analysis shall be filed by the date set by the City's designated elections official for the filing of primary arguments.

Section 5. That the City's designated elections official shall cause the City Attorney's Impartial Analysis, and duly selected arguments, to be printed and distributed to voters in accordance with State law regarding same.

Section 6. That the City Clerk shall certify to the passage and adoption of this Resolution and enter it into the book of original Resolutions. This Resolution shall be effective immediately upon passage and adoption.

PASSED, APPROVED AND ADOPTED by the City Council of the City of Carson, California, at a special meeting held on the 11th day of August, 2016.

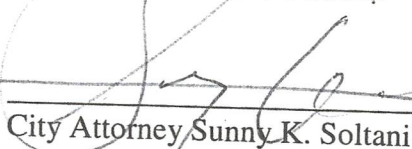
ATTEST:



City Clerk Donesia L. Gause

Mayor Albert Robles

APPROVED AS TO FORM:


City Attorney Sunny K. Soltani

I hereby certify that this document is
a full, true, and correct copy of the
document on file in this office


City Clerk, City of Carson, CA

Deputy

Date

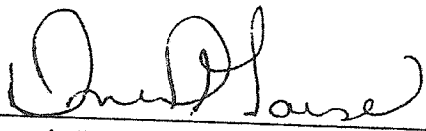
8/12/16



STATE OF CALIFORNIA)
COUNTY OF LOS ANGELES) ss.
CITY OF CARSON)

I, Donesia L. Gause, City Clerk of the City of Carson, California, hereby attest to and certify that the foregoing resolution, being Resolution No. 16-109, adopted by the Carson City Council at its meeting held on the 11th day of August, 2016, by the following vote:

AYES:	COUNCIL MEMBERS:	Mayor Robles, Davis-Holmes, Santarina, and Hicks
NOES:	COUNCIL MEMBERS:	Hilton
ABSTAIN:	COUNCIL MEMBERS:	None
ABSENT:	COUNCIL MEMBERS:	None



Donesia L. Gause, CMC

RESOLUTION 16-109

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CARSON, CALIFORNIA, SETTING PRIORITIES FOR FILING WRITTEN ARGUMENT(S) IN SUPPORT AND DIRECTING THE CITY ATTORNEY TO PREPARE AN IMPARTIAL ANALYSIS REGARDING THE MEASURE TO ESTABLISH TERM LIMITS FOR ELECTED OFFICIALS IN THE CITY OF CARSON

WHEREAS, a General Municipal Election is to be held in the City of Carson, California, on November 8, 2016, at which there will be submitted to the voters a ballot measure to consider adopting a proposed ordinance to establish term limits for the elected officials of the City of Carson.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF CARSON, CALIFORNIA, DOES HEREBY RESOLVE, DECLARE, DETERMINE AND ORDER AS FOLLOWS:

Section 1. That pursuant to Election Code §§ 9282 and 9287, the City Council hereby authorizes, but does not require, any or all members of the City Council to file a written argument for the foregoing measure.

Section 2. That in the event that more than one argument for or against the foregoing measure is timely submitted, the City Council's duly appointed elections official shall give preference and priority first, to arguments submitted by a member of the City Council, as authorized by this Resolution, and second, to individual voters, bona fide associations, or a combination thereof, in the order set forth at California Elections Code § 9287.

Section 3. That in accordance with the requirements of Division 9, Chapter 3, Article 4 of the California Elections Code, all written arguments for or against the foregoing measure: (1) shall not exceed three hundred (300) words in length; (2) shall be filed with the City's designated elections official; (3) shall be accompanied by the printed name(s) and signature(s) of the person(s) submitting it, or if submitted on behalf of an organization, the name of the organization, and the printed name and signature of at least one of the principal officers who is the author of the argument; and (4) shall be accompanied by the Form of Statement to be Filed by Author(s) of Argument as provided for in California Elections Code § 9600. All written arguments may be changed or withdrawn until and including the date fixed by the City's designated elections official, after which time no arguments for or against the foregoing measure may be submitted to the elections official.

Section 4. That the City Council hereby directs the City's designated elections official to transmit a copy of the foregoing measure to the City Attorney. In accordance with California Elections Code § 9280, the City Attorney is hereby directed to prepare an impartial analysis of the measure, not to exceed five hundred (500) words in length, showing the effect of the measure on the existing law and the operation of the measure. The analysis shall include a statement indicating whether the measure was placed on the ballot by a petition signed by the

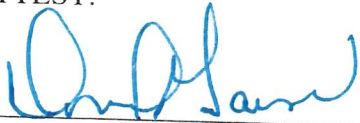
requisite number of voters or by the governing body of the city. In the event the entire text of the measure is not printed on the ballot, nor in the voter information portion of the sample ballot, there shall be printed immediately below the impartial analysis, in no less than 10-point bold type, a legend substantially as follows: "The above statement is an impartial analysis of Ordinance or Measure _____. If you desire a copy of the ordinance or measure, please call the elections official's office at (insert telephone number) and a copy will be mailed at no cost to you." The impartial analysis shall be filed by the date set by the City's designated elections official for the filing of primary arguments.

Section 5. That the City's designated elections official shall cause the City Attorney's Impartial Analysis, and duly selected arguments, to be printed and distributed to voters in accordance with State law regarding same.

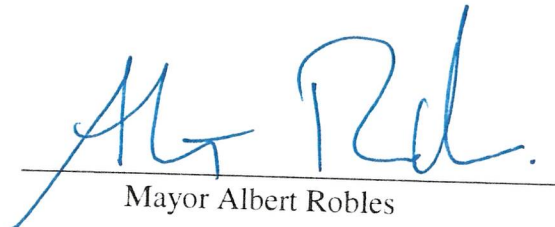
Section 6. That the City Clerk shall certify to the passage and adoption of this Resolution and enter it into the book of original Resolutions. This Resolution shall be effective immediately upon passage and adoption.

PASSED, APPROVED AND ADOPTED by the City Council of the City of Carson, California, at a special meeting held on the 11th day of August, 2016.

ATTEST:

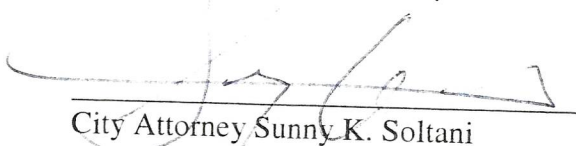


City Clerk Donesia L. Gause



Mayor Albert Robles

APPROVED AS TO FORM:



City Attorney Sunny K. Soltani

I hereby certify that this document is
a full, true, and correct copy of the
document on file in this office


City Clerk, City of Carson, CA

By

Deputy

Date

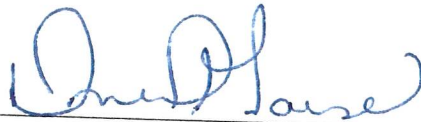
8/12/16



STATE OF CALIFORNIA)
COUNTY OF LOS ANGELES) ss.
CITY OF CARSON)

I, Donesia L. Gause, City Clerk of the City of Carson, California, hereby attest to and certify that the foregoing resolution, being Resolution No. 16-109, adopted by the Carson City Council at its meeting held on the 11th day of August, 2016, by the following vote:

AYES:	COUNCIL MEMBERS:	Mayor Robles, Davis-Holmes, Santarina, and Hicks
NOES:	COUNCIL MEMBERS:	Hilton
ABSTAIN:	COUNCIL MEMBERS:	None
ABSENT:	COUNCIL MEMBERS:	None



Donesia L. Gause, CMC

RESOLUTION 16-110

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CARSON, CALIFORNIA, PROVIDING FOR THE FILING OF REBUTTAL ARGUMENTS REGARDING THE MEASURE TO ESTABLISH TERM LIMITS FOR ELECTED OFFICIALS IN THE CITY OF CARSON

WHEREAS, a General Municipal Election is to be held in the City of Carson, California, on November 8, 2016, at which there will be submitted to the voters a ballot measure to consider adopting a proposed ordinance to establish term limits for the elected officials of the City of Carson; and,

WHEREAS, California Elections Code § 9285 authorizes the City Council, by majority vote, to adopt provisions to provide for the filing of rebuttal arguments regarding city measures submitted at municipal election.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF CARSON, CALIFORNIA, DOES RESOLVE, DECLARE, DETERMINE AND ORDER AS FOLLOWS:

Section 1. That pursuant to Elections Code § 9285, when the City's designated elections official has selected the arguments for and against the foregoing measure which will be printed and distributed to the voters, the City's designated elections official shall send copies of the argument in favor of the measure to the authors of the argument against, and copies of the argument against to the authors of the argument in favor. The author or a majority of the authors of an argument relating to the foregoing city measure may prepare and submit a rebuttal argument not to exceed two hundred and fifty (250) words in length. A rebuttal argument may not be signed by more than five (5) authors. The rebuttal arguments shall be filed with the City Clerk not more than ten (10) days after the final date for filing direct arguments. The rebuttal arguments shall be accompanied by the Form of Statement to be Filed by Author(s) of Argument as provided for in California Elections Code § 9600. Rebuttal arguments shall be printed in the same manner as the direct arguments. Each rebuttal argument shall immediately follow the direct argument which it seeks to rebut.


Section 2. That all previous resolutions providing for the filing of rebuttal arguments for city measures are repealed.

Section 3. That the provisions of Section 1 of this Resolution shall apply only to the General Municipal Election to be held on November 8, 2016, and shall then be repealed.

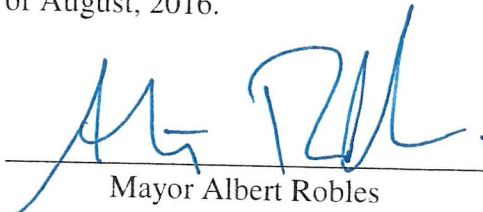
Section 4. That the City Clerk shall certify to the passage and adoption of this Resolution and enter it into the book of original Resolutions. This Resolution shall be effective immediately upon passage and adoption.

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ATTEST:

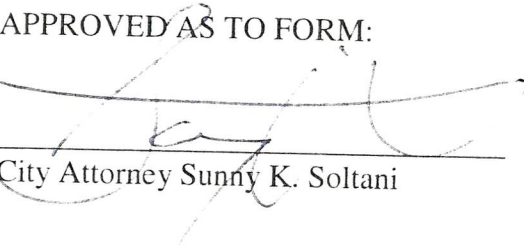


City Clerk Donesia L. Gause



Mayor Albert Robles

APPROVED AS TO FORM:



City Attorney Sunny K. Soltani

I hereby certify that this document is
a full, true, and correct copy of the
document on file in this office


City Clerk, City of Carson, CA

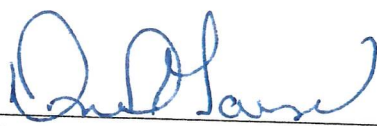
(By) _____
Deputy _____
Date 8/12/16



STATE OF CALIFORNIA)
COUNTY OF LOS ANGELES) ss.
CITY OF CARSON)

I, Donesia L. Gause, City Clerk of the City of Carson, California, hereby attest to and certify that the foregoing resolution, being Resolution No. 16-110, adopted by the Carson City Council at its meeting held on the 11th day of August, 2016, by the following vote:

AYES:	COUNCIL MEMBERS:	Mayor Robles, Davis-Holmes, Santarina, and Hicks
NOES:	COUNCIL MEMBERS:	Hilton
ABSTAIN:	COUNCIL MEMBERS:	None
ABSENT:	COUNCIL MEMBERS:	None



Donesia L. Gause, CMC

RESOLUTION 16-110

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CARSON, CALIFORNIA, PROVIDING FOR THE FILING OF REBUTTAL ARGUMENTS REGARDING THE MEASURE TO ESTABLISH TERM LIMITS FOR ELECTED OFFICIALS IN THE CITY OF CARSON

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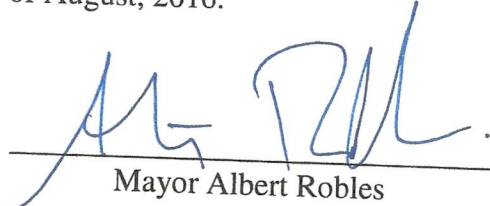
Section 4. That the City Clerk shall certify to the passage and adoption of this Resolution and enter it into the book of original Resolutions. This Resolution shall be effective immediately upon passage and adoption.

PASSED, APPROVED AND ADOPTED by the City Council of the City of Carson, California, at a special meeting held on the 11th day of August, 2016.

ATTEST:

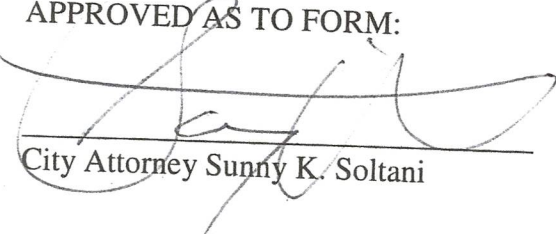


City Clerk Donesia L. Gause



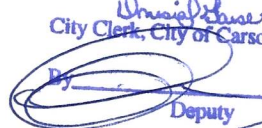
Mayor Albert Robles

APPROVED AS TO FORM:



City Attorney Sunny K. Soltani

I hereby certify that this document is
a full, true, and correct copy of the
document on file in this office



Deputy
City Clerk, City of Carson, CA

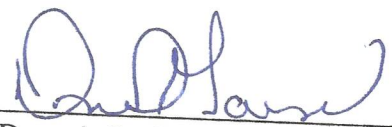
Date



STATE OF CALIFORNIA)
COUNTY OF LOS ANGELES) ss.
CITY OF CARSON)

I, Donesia L. Gause, City Clerk of the City of Carson, California, hereby attest to and certify that the foregoing resolution, being Resolution No. 16-110, adopted by the Carson City Council at its meeting held on the 11th day of August, 2016, by the following vote:

AYES:	COUNCIL MEMBERS:	Mayor Robles, Davis-Holmes, Santarina, and Hicks
NOES:	COUNCIL MEMBERS:	Hilton
ABSTAIN:	COUNCIL MEMBERS:	None
ABSENT:	COUNCIL MEMBERS:	None



Donesia L. Gause, CMC



CITY OF CARSON

August 12, 2016

**Via Email submit@bos.lacounty.gov &
Personal Delivery**

Los Angeles County Board of Supervisors
Attn: Lori Glasgow, Executive Officer
Kenneth Hahn Hall of Administration
500 West Temple Street, Room 383
Los Angeles, CA 90012

Re: City of Carson November 8, 2016 General Municipal Election

Dear Ms. Glasgow:

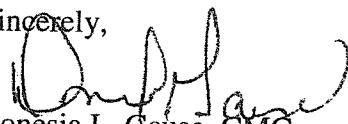
Enclosed please find 2 certified copies of the following General Municipal Election resolutions:

Resolution No. 16-115 titled "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CARSON, CALIFORNIA, ORDERING THE SUBMISSION TO THE QUALIFIED ELECTORS OF THE CITY OF A CERTAIN MEASURE TO APPROVE TAXING CANNABIS RELATED BUSINESSES AND ACTIVITIES AT THE GENERAL ELECTION TO BE HELD ON TUESDAY, NOVEMBER 8, 2016"

Resolution No. 16-116 titled "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CARSON, CALIFORNIA, SETTING PRIORITIES FOR FILING WRITTEN ARGUMENT(S) IN SUPPORT AND DIRECTING THE CITY ATTORNEY TO PREPARE AN IMPARTIAL ANALYSIS, REGARDING THE MEASURE TO APPROVE TAXING CANNABIS RELATED BUSINESSES AND ACTIVITIES"

Resolution No. 16-117 titled "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CARSON, CALIFORNIA, PROVIDING FOR THE FILING OF REBUTTAL ARGUMENTS REGARDING THE MEASURE TO APPROVE TAXING CANNABIS RELATED BUSINESSES AND ACTIVITIES"

Sincerely,


Donesia L. Gause, CMC
City Clerk

DLG/yc
Enclosures

RESOLUTION NUMBER 16-115

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CARSON,
CALIFORNIA, ORDERING THE SUBMISSION TO THE QUALIFIED
ELECTORS OF THE CITY OF A CERTAIN MEASURE TO APPROVE
TAXING CANNABIS RELATED BUSINESS ACTIVITIES**

WHEREAS, if in the future cannabis business activities are permitted in Carson by either a future Carson City Council, or the voters of Carson through a future ballot measure, then the Carson City Council desires that a tax be in place and imposed on any such future cannabis business activities; and

WHEREAS, the City Council of the City of Carson has called a General Municipal Election to be held on Tuesday, November 8, 2016, by Resolution No. 16-079 adopted on July 5, 2016; and,

WHEREAS, on June 14, 2016 the Los Angeles County Board of Supervisors approved the consolidation of the City of Carson General Election with the statewide General Election; and,

WHEREAS, the City Council of the City of Carson also desires to submit to the voters at the General Municipal Election on November 8, 2016 a proposed ordinance to approve a cannabis cultivation tax of maximum \$25 per square foot of space utilized for cultivation and maximum 18% of proceeds on cannabis retail, cultivation, manufacturing, and testing, to be adjusted annually on July 1 based on CPI.

**NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF CARSON,
CALIFORNIA, DOES HEREBY RESOLVE, DECLARE, DETERMINE AND ORDER AS
FOLLOWS:**

Section 1. That the City Council of the City of Carson, pursuant to its right and authority, hereby orders submitted to the voters at the General Municipal Election to be held on Tuesday, November 8, 2016 the following question:

Cannabis Tax. If a future Carson City Council or if voters of Carson through another ballot measure permit cannabis business activities, shall an ordinance establishing a cannabis tax of \$25 per square foot of space utilized for cultivation and 18% of gross proceeds (adjusted annually on July 1 based on CPI) apply on all cannabis related business activities in Carson with annual revenues ranging from \$500,000 to \$3.5 million for Carson, with no sunset clause, be approved?	YES
	NO

Section 2. That the text of Ordinance 16-1599 to be submitted to the voters as a proposed measure is attached as Exhibit "A" to this resolution.

Section 3. That the vote requirement for the ballot measure to pass is a majority (50% +1) of the votes cast.

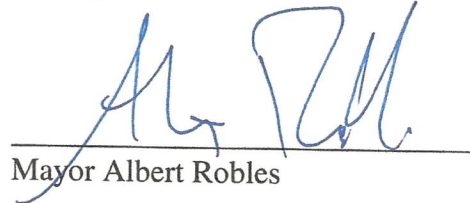
Section 4. That in all particulars not recited in this resolution, the election shall be held and conducted as provided by law for holding municipal elections.

Section 5. That notice of the time and place of holding the election is given and the City Clerk is authorized, instructed and directed to give further or additional notice of the election, in time, form and manner as required by law.


Section 6. That the City Clerk shall certify to the passage and adoption of this Resolution and enter it into the book of original Resolutions.

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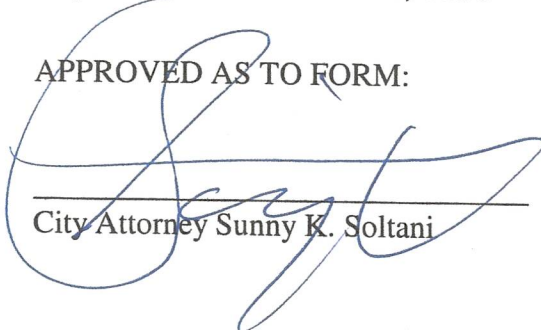
PASSED, APPROVED AND ADOPTED by the City Council of the City of Carson, California, at a regular meeting held on the 11th day of August, 2016.


Mayor Albert Robles


ATTEST:


City Clerk Donesia L. Gause, CMC

APPROVED AS TO FORM:


City Attorney Sunny K. Soltani

I hereby certify that this document is
a full, true, and correct copy of the
document on file in this office


City Clerk, City of Carson, CA



Deputy
8/12/16
Date



STATE OF CALIFORNIA)
COUNTY OF LOS ANGELES) ss.
CITY OF CARSON)

I, Donesia L. Gause, CMC, City Clerk of the City of Carson, California, hereby attest to and certify that the foregoing resolution, being Resolution No. 16-115, adopted by the Carson City Council at its meeting held on the 11th day of August, 2016, by the following vote:

AYES:	COUNCIL MEMBERS:	Mayor Robles, Davis-Holmes, Hilton, and Hicks
NOES:	COUNCIL MEMBERS:	None
ABSTAIN:	COUNCIL MEMBERS:	None
ABSENT:	COUNCIL MEMBERS:	Santarina


City Clerk Donesia L. Gause, CMC

ORDINANCE NO. 16-1599

ORDINANCE OF THE PEOPLE OF THE CITY OF CARSON, CALIFORNIA APPROVING A TAX ON CANNABIS RELATED BUSINESS ACTIVITIES BY ADDING CHAPTER 13 (CANNABIS TAX) TO ARTICLE VI (TAXES AND LICENSES) OF THE CARSON MUNICIPAL CODE

WHEREAS, if in the future cannabis business activities are permitted in Carson by either a future Carson City Council, or the voters of Carson through a future ballot measure, then the Carson City Council desires that a tax be in place and imposed on any such future cannabis business activities; and

WHEREAS, pursuant to subdivision (b) of Section 2 of Article XIII C of the California Constitution and Section 53720 et. seq. of the Government Code the City Council is authorized to impose a general tax upon submission of such general tax to the voters of the City and approval by a majority of the voters voting on the issue, at an election consolidated with a regularly scheduled general election for members of the governing body of the local government; and

WHEREAS, in 1996 the California voters approved Proposition 215, the Compassionate Use Act, codified as Health and Safety Code Section 11362.5, to exempt certain patients and their primary caregivers from criminal liability under state law for the possession and cultivation of cannabis for medical purposes; and

WHEREAS, in 2003 the California legislature enacted Senate Bill 420, the Medical Marijuana Program Act, codified as Health and Safety Code Section 11362.7, *et seq.*, and as later amended, to clarify the scope of the Compassionate Use Act of 1996 relating to the possession and cultivation of cannabis for medical purpose, and to authorize local governing bodies to adopt and enforce laws consistent with its provisions; and

WHEREAS, in 2005 the California Board of Equalization began issuing seller's permits for sales consisting only of medical cannabis; and

WHEREAS, in 2015, the California legislature enacted the Medical Marijuana Regulation and Safety Act ("MMRSA") (AB 243, AB 266, and SB 643) to establish a framework for regulating medical cannabis; and

WHEREAS, the U.S. House of Representatives has voted to stop federal law enforcement from interfering with medical cannabis operations in the various states which have decriminalized and/or authorized such operations; and

EXHIBIT A

WHEREAS, Business & Professions Code section 19320(d) provides that local jurisdictions retain the power to assess fees and taxes, as applicable, on medical cannabis operations that are licensed pursuant to MMRSA and the business activities of those licensees.

WHEREAS, on June 30, 2016, a statewide ballot measure to legalize, regulate and tax nonmedical cannabis, the Control, Regulate and Tax Adult Use of Marijuana Act ("AUMA"), qualified to appear on the November 8, 2016 statewide ballot, and if this statewide ballot measure passes then the cultivation, sale, manufacture, use and possession of nonmedical cannabis will be legal under California state law; and

WHEREAS, MMRSA and AUMA does not preempt local taxation of marijuana operations; and

WHEREAS, presently the City has no local tax on either medical cannabis operations or nonmedical cannabis operations; and

WHEREAS, the City Council estimates that the City could collect between \$500,000 to approximately \$3.5 million in local sales tax revenue annually; and

WHEREAS, the City Council finds that taxation of cannabis and cannabis products can generate the revenue needed by the City to ensure that its citizens and visitors are safe and that cannabis operations comply with the City's standards; and

WHEREAS, the City Council further finds that tax revenue from cannabis operations can provide funds for additional City services to protect the general health and welfare of the citizens of the City of Carson.

NOW, THEREFORE, THE PEOPLE OF THE CITY OF CARSON, CALIFORNIA DO HEREBY ORDAIN AS FOLLOWS:

SECTION 1. CHAPTER 13 (CANNABIS TAX) IS HEREBY ADDED TO ARTICLE VI (TAXES AND LICENSES) OF THE CARSON MUNICIPAL CODE AS FOLLOWS:

CHAPTER 3.40 CANNABIS TAX

Section 61300. Definitions.

Section 61310. Tax.

Section 61320. Operation.

Section 61330. Returns and Remittances.

Section 61340. Failure to Pay Tax.

EXHIBIT A

Section 61350. Refunds.

Section 61360. Enforcement.

Section 61370. Debts; Deficiencies; Determinations; Hearings.

Section 61300. Definitions.

The following definitions apply to this chapter unless the context clearly denotes otherwise.

- A. "Cannabis" has the same definition as provided for in Bus. & Prof. Code § 19300.5(f) for the term "cannabis," and as may be amended.
- B. "Cannabis products" means cannabis that has undergone a process whereby the plant material has been transformed into a concentrate, including, but not limited to, concentrated cannabis, or an edible or topical product containing cannabis or concentrated cannabis and other ingredients.
- C. "Cultivation" means any activity involving the planting, growing, harvesting, drying, curing, grading, or trimming of cannabis.
- D. "Cultivation site" means any facility or location where cannabis is planted, grown, harvested, dried, cured, graded, or trimmed, or that does all or any combination of those activities.
- E. "Director" means the Carson Director of Community and Economic Development, including his or her designee, or such person as may be appointed by the City Council.
- F. "Finance Director" shall mean the Director of Finance of the City of Carson and her/his designee.
- G. "Location" means any parcel of land, whether vacant or occupied by a building, group of buildings, or accessory buildings, and includes the buildings, structures, yards, open spaces, lot width, and lot area. Where contiguous parcels are under common ownership or control, such contiguous parcels shall be counted as a single "location." For purposes of this chapter "premises" shall have the same meaning as "location."
- H. "Manufacturer" means a person that conducts the production, preparation, propagation, or compounding of cannabis or cannabis products either directly or indirectly or by extraction methods, or independently by means of chemical synthesis, or by a combination of extraction and chemical synthesis at a fixed location that packages or repackages cannabis or cannabis products or labels or re-labels its container.
- I. "Manufacturer 1" means a manufacturer who manufactures cannabis products using nonvolatile solvents, or no solvents.

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Ordinance No. 16-1599

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- J. "Manufacturer 2" means a manufacturer who manufactures cannabis products using volatile solvents.
- K. "Marijuana" has the same definition as provided in this chapter for the term "cannabis."
- L. "Medical cannabis" means cannabis used for medical purposes in accordance with the Compassionate Use Act (Health and Safety Code section 11362.5), the Medical Marijuana Program Act (Health and Safety Code sections 11362.7 et seq.), and the Medical Marijuana Regulation and Safety Act of 2015.
- M. "Medical cannabis dispensary" shall have the same meaning as Section 19300.5(n) of the Business & Professions Code.
- N. "Minor" means a person under eighteen (18) years of age.
- O. "Nursery" means an operation that produces only clones, immature plants, seeds, and other agricultural products used specifically for the planting, propagation, and cultivation of cannabis.
- P. "Operation" means an activity permitted by this chapter, including the retail distribution, cultivation, manufacture, or testing of cannabis and cannabis products.
- Q. "Permit" means a regulatory license issued pursuant to this chapter, and such permit constitutes a "local permit, license, or other authorization" as used in Bus. & Prof. Code § 19320(a).
- R. "Person" means any natural person, firm, corporation, partnership, club, or any association or combination of natural persons, whether acting by themselves or through any servant, agent or employee.
- S. "Proceeds" means total revenue and/or money received through the sale of goods and/or services before any deductions or allowances (e.g., rent, cost of goods sold, taxes).
- T. "Retailer" means an operation for the retail sale and delivery of cannabis or cannabis products to customers.
- U. "Space utilized as cultivation area" shall mean any space or ground, floor or other surface area (whether horizontal or vertical) which is used during the cannabis germination, seedling, vegetative, pre-flowering, flowering and harvesting phases, including without limitation any space used for activities such as growing, planting, seeding, germinating, lighting, warming, cooling, aerating, fertilizing, watering, irrigating, topping, pinching, cropping, curing or drying cannabis or any such space used for storing any products, supplies or equipment related to any such activities, no matter where such storage may take place or such storage space may be located.

EXHIBIT A

- V. "Term" means a calendar month in regards to the monthly taxation of proceeds from an operation for the manufacture or testing of cannabis; and, means the fiscal year in regards to the annual taxation of the space utilized as cultivation area for cannabis.
- W. "Testing" means to perform tests on cannabis or cannabis products pursuant to a valid certificate of accreditation from the State of California for such operations.

Section 61310. Tax.

- A. Cannabis Cultivation Tax. Every person cultivating cannabis in the City, either pursuant to this Code or otherwise, and regardless of whether such operation has a valid permit pursuant to this Code, shall pay an annual maximum tax of twenty-five dollars (\$25) per square foot for space utilized as cultivation area. Taxes imposed on cultivation area shall be adjusted annually on July 1 after the date of imposition, and then July 1 of each succeeding year based on the Consumer Price Index ("CPI") for all urban consumers in the Los Angeles-Riverside-Orange County areas as published by the United States Government Bureau of Labor Statistics; however, no adjustment shall decrease any tax imposed by this chapter, unless approved by the City Council.
- B. Cannabis Operations Tax. Every person engaged in conducting an operation for the retail or wholesale distribution, cultivation, manufacture, transportation (including delivery), or testing of cannabis, either pursuant to the Carson Municipal Code or otherwise, and regardless of whether such operation has a valid permit pursuant to the Carson Municipal Code, shall pay a maximum cannabis tax of 18% of proceeds or fractional part thereof.

Section 61320. Operation.

- A. Failure to pay the taxes set forth in this chapter shall be subject to penalties, interest charges, and determinations of tax due as the City Council may establish and the City may use any or all other enforcement remedies provided for in this Code, or pursuant to state law.
- B. The City Council may impose the tax authorized by this chapter at a lower rate and may establish exemptions, incentives, or other reductions, and penalties and interest charges or determinations of tax due for failure to pay the tax in a timely manner, as otherwise allowed by Code or California law. No action by the Council under this Section shall prevent it from later increasing the tax or removing any exemption, incentive, or reduction, and restoring the maximum tax specified in this chapter.
- C. The payment of the tax required pursuant to this chapter shall not be construed as authorizing the conduct or continuance of any illegal business or of a legal business in an illegal manner. Nothing in this chapter shall be construed to authorize cannabis operations.

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- D. Taxes provided for hereunder are not sales or use taxes and shall not be calculated or assessed as such. The taxes shall not be separately identified or otherwise specifically assessed or charged to any individual member, consumer or customer; rather, the taxes are imposed upon the cannabis operation.
- E. The Finance Director shall promulgate rules, regulations, and procedures to implement and administer this chapter to ensure the efficient and timely collection of the tax imposed by this chapter, including without limitation, formulation and implementation of penalties and interest to be assessed for failure to pay the tax as provided.

Section 61330. Returns and Remittances.

The Tax shall be due and payable as follows:

- A. Each person owing Tax, on or before the last business day of each term as established by the Finance Director, shall prepare a tax return to the Finance Director of the total proceeds, and the amount of Tax owed for the preceding term. At the time the Tax return is filed, the full amount of the Tax owed for the preceding term shall be remitted to the City.
- B. All tax returns shall be completed on forms provided by the Finance Director.
- C. Tax returns and payments for all outstanding taxes owed the city are immediately due the Finance Director upon cessation of business for any reason.
- D. Whenever any payment, statement, report, request or other communication received by the Finance Director is received after the time prescribed by this section for the receipt thereof, but is in an envelope bearing a postmark showing that it was mailed on or prior to the date prescribed in this section for the receipt thereof, or whenever the Finance Director is furnished substantial proof that the payment, statement, report, request, or other communication was in fact deposited in the United States mail on or prior to the date prescribed for receipt thereof, the Finance Director may regard such payment, statement, report, request, or other communication as having been timely received. If the due day falls on Friday, Saturday, Sunday, or a federal holiday, the due day shall be the last regular business day on which the City Hall is open to the public prior to the due date.
- E. Unless otherwise specifically provided under other provisions of this chapter, the taxes required to be paid pursuant to this chapter shall be deemed delinquent if not paid on or before the due date specified by this section.
- F. The Finance Director is not required to send a delinquency or other notice or bill to any person subject to the provisions of this chapter and failure to send such notice or bill shall not affect the validity of any tax or penalty due under the provisions of this chapter.

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Section 61340. Failure to Pay Tax.

Any person who fails or refuses to pay any tax required to be paid pursuant to this chapter on or before the due date shall pay penalties and interest as follows:

- A. A penalty equal to twenty-five percent of the amount of the Tax in addition to the amount of the Tax, plus interest on the unpaid Tax calculated from the due date of the Tax at a rate established by resolution of the City Council; and, an additional penalty equal to twenty-five percent of the amount of the Tax if the tax remains unpaid for a period exceeding one calendar month beyond the due date, plus interest on the unpaid Tax and interest on the unpaid penalties calculated at the rate established by resolution of the City Council.
- B. Whenever a check is submitted in payment of a Tax and the check is subsequently returned unpaid by the bank upon which the check is drawn, and the check is not redeemed prior to the due date, the taxpayer will be liable for the Tax amount due plus penalties and interest as provided for in this section plus any amount allowed under state law.
- C. The Tax due shall be that amount due and payable from the operative date of this chapter.
- D. The Finance Director may waive the first and second penalties of twenty-five percent each imposed upon any person if:
 - 1. The person provides evidence satisfactory to the Finance Director that failure to pay timely was due to circumstances beyond the control of the person and occurred notwithstanding the exercise of ordinary care and the absence of willful neglect, and the person paid the delinquent business tax and accrued interest owed the city prior to applying to the Finance Director for a waiver.
 - 2. The waiver provisions specified in this subsection shall not apply to interest accrued on the delinquent tax and a waiver shall be granted only once during any twenty-four month period for taxation of proceeds, and only once during any five (5) year period for taxation of space utilized as cultivation area for cultivation of cannabis.

Section 61350. Refunds.

- A. No refund shall be made of any Tax collected pursuant to this chapter, except as provided in this Section.
- B. No refund of any Tax collected pursuant to this chapter shall be made because of the discontinuation, dissolution, or other termination of an operation.
- C. Any person entitled to a refund of taxes paid pursuant to this chapter may elect in writing to have such refund applied as a credit against cannabis Taxes for the next term.

EXHIBIT A

- D. Whenever the amount of any tax, penalty, or interest has been overpaid, paid more than once, or has been erroneously or illegally collected or received by the city under this chapter, such amount may be refunded to the claimant who paid the Tax provided that a written claim for refund is filed with the Finance Director.
- E. The Finance Director shall have the right to examine and audit all the books and business records of the claimant in order to determine the eligibility of the claimant to the claimed refund. No claim for refund shall be allowed if the claimant therefor refuses to allow such examination of claimant's books and business records after request by the Finance Director to do so.
- F. In the event that the Tax was erroneously paid and the error is attributable to the city, the entire amount of the Tax erroneously paid shall be refunded to the claimant. If the error is attributable to the claimant, the city shall retain the amount set forth in this chapter from the amount to be refunded to cover expenses.
- G. The Finance Director shall initiate a refund of any Tax which has been overpaid or erroneously collected whenever the overpayment or erroneous collection is uncovered by a city audit of Tax receipts. In the event that the Tax was erroneously paid and the error is attributable to the city, the entire amount of the Tax erroneously paid shall be refunded to the claimant. If the error is attributable to the claimant, the city shall retain the amount set forth in this chapter from the amount to be refunded to cover expenses.

Section 61360. Enforcement.

- A. It shall be the duty of the Finance Director to enforce each and all of the provisions of this chapter.
- B. For purposes of administration and enforcement of this chapter generally, the Finance Director, with the assistance of the City Attorney, may from time to time promulgate administrative rules and regulations.
- C. The Finance Director shall have the power to audit and examine all books and records of operations as well as persons engaged in the conducting of an operation, including both state and federal income tax returns, California sales tax returns, logs, receipts, bank records, or other evidence documenting the gross receipts of the operation, or persons engaged in the conduct of an operation, for the purpose of ascertaining the amount of Tax, if any, required to be paid by the provisions of this chapter, and for the purpose of verifying any statements or any item thereof when filed by any person pursuant to the provisions of this chapter. If such operations or person, after written demand by the Finance Director, refuses to make available for audit, examination or verification such books, records, or equipment as the Finance Director requests, the Finance Director may, after full consideration of all information within the Finance Director's knowledge concerning the operation and activities of the person so refusing, make a determination of

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tax due in the manner provided in Section 3.40.080 of this chapter.

- D. The conviction and punishment of any person for failure to pay the required tax shall not excuse or exempt such person from any civil action for the tax debt unpaid at the time of such conviction. No civil action shall prevent a criminal prosecution for any violation of the provisions of this chapter or of any state law requiring the payment of all taxes.
- E. Any person violating any of the provisions of this chapter or any regulation or rule passed in accordance herewith, or knowingly or intentionally misrepresenting to any officer or employee of the City any material fact in procuring permits from the City as provided for in this chapter, shall be deemed guilty of a misdemeanor.

Section 61361- Debts; Deficiencies; Determinations; Hearings.

- A. The amount of any tax, penalties, and interest imposed by the provisions of this chapter shall be deemed a debt to the city and any person conducting an operation without also making payment to the city of the taxes imposed by this chapter shall be liable in an action in the name of the city in any court of competent jurisdiction for the amount of the tax, and penalties and interest imposed on such operation.
- B. If the Finance Director is not satisfied that any statement filed as required under the provisions of this chapter is correct, or that the amount of tax is correctly computed, the Finance Director may compute and determine the amount to be paid and make a deficiency determination upon the basis of the facts contained in the statement or upon the basis of any information in his or her possession or that may come into his or her possession. One or more deficiency determinations of the amount of tax due for a period or periods may be made. When a person discontinues engaging in an operation, a deficiency determination may be made at any time within three years thereafter as to any liability arising from engaging in such business whether or not a deficiency determination is issued prior to the date the tax would otherwise be due.
- C. Under any of the following circumstances, the Finance Director may make and give notice of a determination of the amount of tax owed by a person under this chapter:
 - 1. If the person has not filed any statement or return required under the provisions of this chapter.
 - 2. If the person has not paid any tax due under the provisions of this chapter.
 - 3. If the person has not, after demand by the Finance Director, filed a corrected statement or return, or furnished to the Finance Director adequate substantiation of the information contained in a statement or return already filed, or paid any additional amount of tax due under the provisions of this chapter.
 - 4. If the Finance Director determines that the nonpayment of any tax due under this

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chapter is due to fraud, a penalty of twenty-five percent of the amount of the tax shall be added thereto in addition to penalties and interest otherwise stated in this chapter.

5. The notice of determination shall separately set forth the amount of any tax known by the Finance Director to be due or estimated by the Finance Director, after consideration of all information within the Finance Director's knowledge concerning the business and activities of the person assessed, to be due under each applicable section of this chapter, and shall include the amount of any penalties or interest accrued on each amount to the date of the notice of determination.
 6. The notice of determination shall be served upon the person either by handing it to him or her personally, or by a deposit of the notice in the United States mail, postage prepaid thereon, addressed to the person at the address of the location of the business appearing on the face of the business tax certificate issued under this Code or to such other address as he or she shall register with the Finance Director for the purpose of receiving notices provided under this chapter; or, should the person have no business tax certificate issued and should the person have no address registered with the Finance Director for such purpose, then to such person's last known address. For the purposes of this section, a service by mail is complete at the time of deposit in the United States mail.
- D. Within ten days after the date of service of a determination of the amount of tax owed by a person under this chapter, the person may apply in writing to the Finance Director for a hearing on the determination. If application for a hearing before the City is not timely made, the tax assessed by the Finance Director shall become final. The procedures for such a hearing shall be conducted as required by law and as follows:
1. The City Council delegates its authority to conduct such a hearing on the determination to an independent hearing officer. The compensation of the hearing officer shall not depend on any particular outcome of the appeal. The hearing officer shall have full authority and duty to preside over the hearing on the determination in the manner set forth herein and as required by law.
 2. Within 30 days of the receipt of any such application for hearing, the Finance Director shall cause the matter to be set for hearing before the independent hearing officer, unless a later date is agreed to by the Finance Director and the person requesting the hearing.
 3. Notice of the hearing shall be given by the Finance Director to the person requesting the hearing not later than five days prior to the date of the hearing. For good cause, the hearing officer may continue the administrative hearing from time to time. At the hearing the applicant may appear and offer evidence to show why the determination as made by the Finance Director should not be confirmed and fixed as the tax due. In conducting the hearing, the hearing officer shall not be limited by the technical rules of evidence. Failure of the person who applied for a hearing on the determination to

EXHIBIT A

appear shall not affect the validity of the proceedings or order issued thereon.

4. Upon conclusion of the hearing, or no later than 10 days after the conclusion of the hearing, the hearing officer shall determine and reassess the proper tax to be charged and shall give written notice to the person in the manner prescribed in this chapter for giving notice of determination, and the hearing officer shall submit its decision and the record to the City Clerk. The decision of the hearing officer shall be final.

SECTION 2. EFFECTIVE DATE.

If a majority of the voters of the City of Carson voting at the General Municipal Election of November 8, 2016 vote in favor of this Ordinance, then this Ordinance shall become a valid and binding ordinance of the City of Carson, and shall be considered as adopted upon the date that the vote is declared by the City Council of the City of Carson, and this Ordinance shall go into effect ten (10) days after that date, pursuant to Election Code section 9217.

SECTION 3. CITY COUNCIL AUTHORITY TO AMEND

This is a City Council sponsored initiative Ordinance which otherwise would only be subject to amendment by the voters of the City of Carson. However, pursuant to Section 9217 of the California Elections Code, the City Council expressly reserves the right and authority to amend the Ordinance to further the purposes and intent of the Ordinance (including but not limited to amendment for more efficient administration as determined by the City Council) in any manner that does not increase a tax rate, or otherwise constitute a tax increase for which voter approval is required by Article XIII C of the California Constitution.

SECTION 4. SEVERABILITY.

If any section, subsection, sentence, clause, phrase, or portion of this Ordinance is for any reason held to be invalid or unenforceable by a court of competent jurisdiction, the remaining portions of this Ordinance shall nonetheless remain in full force and effect. The People hereby declare that they would have adopted each section, subsection, sentence, clause, phrase, or portion of this Ordinance, irrespective of the fact that any one or more sections, subsections, sentences, clauses, phrases, or portions of this Ordinance be declared invalid or unenforceable.

SECTION 5. EXECUTION.

The Mayor of the City of Carson is hereby authorized and ordered to attest to the adoption of the Ordinance by the voters of the City of Carson by signing where indicated below.

I hereby certify that the foregoing Ordinance was PASSED, APPROVED and ADOPTED by the People of the City of Carson, California voting on the 8th day of November, 2016.

EXHIBIT A

Mayor

ATTEST:

City Clerk

APPROVED AS TO FORM:

City Attorney

EXHIBIT A

RESOLUTION NUMBER 16-115

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CARSON, CALIFORNIA, ORDERING THE SUBMISSION TO THE QUALIFIED ELECTORS OF THE CITY OF A CERTAIN MEASURE TO APPROVE TAXING CANNABIS RELATED BUSINESS ACTIVITIES

WHEREAS, if in the future cannabis business activities are permitted in Carson by either a future Carson City Council, or the voters of Carson through a future ballot measure, then the Carson City Council desires that a tax be in place and imposed on any such future cannabis business activities; and

WHEREAS, the City Council of the City of Carson has called a General Municipal Election to be held on Tuesday, November 8, 2016, by Resolution No. 16-079 adopted on July 5, 2016; and,

WHEREAS, on June 14, 2016 the Los Angeles County Board of Supervisors approved the consolidation of the City of Carson General Election with the statewide General Election; and,

WHEREAS, the City Council of the City of Carson also desires to submit to the voters at the General Municipal Election on November 8, 2016 a proposed ordinance to approve a cannabis cultivation tax of maximum \$25 per square foot of space utilized for cultivation and maximum 18% of proceeds on cannabis retail, cultivation, manufacturing, and testing, to be adjusted annually on July 1 based on CPI.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF CARSON, CALIFORNIA, DOES HEREBY RESOLVE, DECLARE, DETERMINE AND ORDER AS FOLLOWS:

Section 1. That the City Council of the City of Carson, pursuant to its right and authority, hereby orders submitted to the voters at the General Municipal Election to be held on Tuesday, November 8, 2016 the following question:

Cannabis Tax. If a future Carson City Council or if voters of Carson through another ballot measure permit cannabis business activities, shall an ordinance establishing a cannabis tax of \$25 per square foot of space utilized for cultivation and 18% of gross proceeds (adjusted annually on July 1 based on CPI) apply on all cannabis related business activities in Carson with annual revenues ranging from \$500,000 to \$3.5 million for Carson, with no sunset clause, be approved?	YES
	NO

Section 2. That the text of Ordinance 16-1599 to be submitted to the voters as a proposed measure is attached as Exhibit "A" to this resolution.

Section 3. That the vote requirement for the ballot measure to pass is a majority (50% +1) of the votes cast.

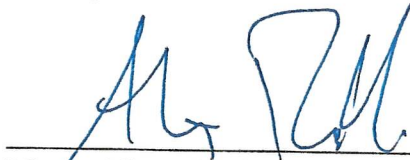
Section 4. That in all particulars not recited in this resolution, the election shall be held and conducted as provided by law for holding municipal elections.

Section 5. That notice of the time and place of holding the election is given and the City Clerk is authorized, instructed and directed to give further or additional notice of the election, in time, form and manner as required by law.

Section 6. That the City Clerk shall certify to the passage and adoption of this Resolution and enter it into the book of original Resolutions.

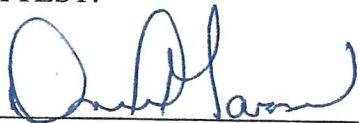
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PASSED, APPROVED AND ADOPTED by the City Council of the City of Carson, California, at a regular meeting held on the 11th day of August, 2016.



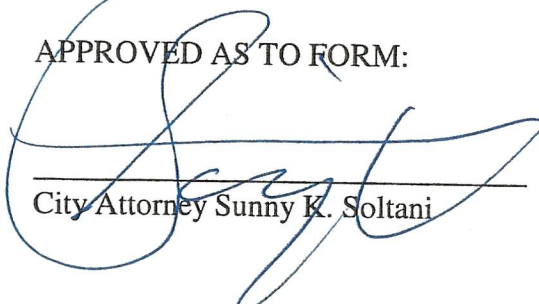
Mayor Albert Robles

ATTEST:



City Clerk Donesia L. Gause, CMC

APPROVED AS TO FORM:



City Attorney Sunny K. Soltani

I hereby certify that this document is
a full, true, and correct copy of the
document on file in this office



City Clerk, City of Carson, CA




Deputy
Date 8/12/16



STATE OF CALIFORNIA)
COUNTY OF LOS ANGELES) ss.
CITY OF CARSON)

I, Donesia L. Gause, CMC, City Clerk of the City of Carson, California, hereby attest to and certify that the foregoing resolution, being Resolution No. 16-115, adopted by the Carson City Council at its meeting held on the 11th day of August, 2016, by the following vote:

AYES:	COUNCIL MEMBERS:	Mayor Robles, Davis-Holmes, Hilton, and Hicks
NOES:	COUNCIL MEMBERS:	None
ABSTAIN:	COUNCIL MEMBERS:	None
ABSENT:	COUNCIL MEMBERS:	Santarina



City Clerk Donesia L. Gause, CMC

ORDINANCE NO. 16-1599

**ORDINANCE OF THE PEOPLE OF THE CITY OF
CARSON, CALIFORNIA APPROVING A TAX ON
CANNABIS RELATED BUSINESS ACTIVITIES BY
ADDING CHAPTER 13 (CANNABIS TAX) TO ARTICLE VI
(TAXES AND LICENSES) OF THE CARSON MUNICIPAL
CODE**

WHEREAS, if in the future cannabis business activities are permitted in Carson by either a future Carson City Council, or the voters of Carson through a future ballot measure, then the Carson City Council desires that a tax be in place and imposed on any such future cannabis business activities; and

WHEREAS, pursuant to subdivision (b) of Section 2 of Article XIII C of the California Constitution and Section 53720 et. seq. of the Government Code the City Council is authorized to impose a general tax upon submission of such general tax to the voters of the City and approval by a majority of the voters voting on the issue, at an election consolidated with a regularly scheduled general election for members of the governing body of the local government; and

WHEREAS, in 1996 the California voters approved Proposition 215, the Compassionate Use Act, codified as Health and Safety Code Section 11362.5, to exempt certain patients and their primary caregivers from criminal liability under state law for the possession and cultivation of cannabis for medical purposes; and

WHEREAS, in 2003 the California legislature enacted Senate Bill 420, the Medical Marijuana Program Act, codified as Health and Safety Code Section 11362.7, *et seq.*, and as later amended, to clarify the scope of the Compassionate Use Act of 1996 relating to the possession and cultivation of cannabis for medical purpose, and to authorize local governing bodies to adopt and enforce laws consistent with its provisions; and

WHEREAS, in 2005 the California Board of Equalization began issuing seller's permits for sales consisting only of medical cannabis; and

WHEREAS, in 2015, the California legislature enacted the Medical Marijuana Regulation and Safety Act ("MMRSA") (AB 243, AB 266, and SB 643) to establish a framework for regulating medical cannabis; and

WHEREAS, the U.S. House of Representatives has voted to stop federal law enforcement from interfering with medical cannabis operations in the various states which have decriminalized and/or authorized such operations; and

EXHIBIT A

WHEREAS, Business & Professions Code section 19320(d) provides that local jurisdictions retain the power to assess fees and taxes, as applicable, on medical cannabis operations that are licensed pursuant to MMRSA and the business activities of those licensees.

WHEREAS, on June 30, 2016, a statewide ballot measure to legalize, regulate and tax nonmedical cannabis, the Control, Regulate and Tax Adult Use of Marijuana Act ("AUMA"), qualified to appear on the November 8, 2016 statewide ballot, and if this statewide ballot measure passes then the cultivation, sale, manufacture, use and possession of nonmedical cannabis will be legal under California state law; and

WHEREAS, MMRSA and AUMA does not preempt local taxation of marijuana operations; and

WHEREAS, presently the City has no local tax on either medical cannabis operations or nonmedical cannabis operations; and

WHEREAS, the City Council estimates that the City could collect between \$500,000 to approximately \$3.5 million in local sales tax revenue annually; and

WHEREAS, the City Council finds that taxation of cannabis and cannabis products can generate the revenue needed by the City to ensure that its citizens and visitors are safe and that cannabis operations comply with the City's standards; and

WHEREAS, the City Council further finds that tax revenue from cannabis operations can provide funds for additional City services to protect the general health and welfare of the citizens of the City of Carson.

NOW, THEREFORE, THE PEOPLE OF THE CITY OF CARSON, CALIFORNIA DO HEREBY ORDAIN AS FOLLOWS:

SECTION 1. CHAPTER 13 (CANNABIS TAX) IS HEREBY ADDED TO ARTICLE VI (TAXES AND LICENSES) OF THE CARSON MUNICIPAL CODE AS FOLLOWS:

CHAPTER 3.40 CANNABIS TAX

Section 61300. Definitions.

Section 61310. Tax.

Section 61320. Operation.

Section 61330. Returns and Remittances.

Section 61340. Failure to Pay Tax.

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Section 61350. Refunds.

Section 61360. Enforcement.

Section 61370. Debts; Deficiencies; Determinations; Hearings.

Section 61300. Definitions.

The following definitions apply to this chapter unless the context clearly denotes otherwise.

- A. "Cannabis" has the same definition as provided for in Bus. & Prof. Code § 19300.5(f) for the term "cannabis," and as may be amended.
- B. "Cannabis products" means cannabis that has undergone a process whereby the plant material has been transformed into a concentrate, including, but not limited to, concentrated cannabis, or an edible or topical product containing cannabis or concentrated cannabis and other ingredients.
- C. "Cultivation" means any activity involving the planting, growing, harvesting, drying, curing, grading, or trimming of cannabis.
- D. "Cultivation site" means any facility or location where cannabis is planted, grown, harvested, dried, cured, graded, or trimmed, or that does all or any combination of those activities.
- E. "Director" means the Carson Director of Community and Economic Development, including his or her designee, or such person as may be appointed by the City Council.
- F. "Finance Director" shall mean the Director of Finance of the City of Carson and her/his designee.
- G. "Location" means any parcel of land, whether vacant or occupied by a building, group of buildings, or accessory buildings, and includes the buildings, structures, yards, open spaces, lot width, and lot area. Where contiguous parcels are under common ownership or control, such contiguous parcels shall be counted as a single "location." For purposes of this chapter "premises" shall have the same meaning as "location."
- H. "Manufacturer" means a person that conducts the production, preparation, propagation, or compounding of cannabis or cannabis products either directly or indirectly or by extraction methods, or independently by means of chemical synthesis, or by a combination of extraction and chemical synthesis at a fixed location that packages or repackages cannabis or cannabis products or labels or re-labels its container.
- I. "Manufacturer 1" means a manufacturer who manufactures cannabis products using nonvolatile solvents, or no solvents.

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- J. "Manufacturer 2" means a manufacturer who manufactures cannabis products using volatile solvents.
- K. "Marijuana" has the same definition as provided in this chapter for the term "cannabis."
- L. "Medical cannabis" means cannabis used for medical purposes in accordance with the Compassionate Use Act (Health and Safety Code section 11362.5), the Medical Marijuana Program Act (Health and Safety Code sections 11362.7 et seq.), and the Medical Marijuana Regulation and Safety Act of 2015.
- M. "Medical cannabis dispensary" shall have the same meaning as Section 19300.5(n) of the Business & Professions Code.
- N. "Minor" means a person under eighteen (18) years of age.
- O. "Nursery" means an operation that produces only clones, immature plants, seeds, and other agricultural products used specifically for the planting, propagation, and cultivation of cannabis.
- P. "Operation" means an activity permitted by this chapter, including the retail distribution, cultivation, manufacture, or testing of cannabis and cannabis products.
- Q. "Permit" means a regulatory license issued pursuant to this chapter, and such permit constitutes a "local permit, license, or other authorization" as used in Bus. & Prof. Code § 19320(a).
- R. "Person" means any natural person, firm, corporation, partnership, club, or any association or combination of natural persons, whether acting by themselves or through any servant, agent or employee.
- S. "Proceeds" means total revenue and/or money received through the sale of goods and/or services before any deductions or allowances (e.g., rent, cost of goods sold, taxes).
- T. "Retailer" means an operation for the retail sale and delivery of cannabis or cannabis products to customers.
- U. "Space utilized as cultivation area" shall mean any space or ground, floor or other surface area (whether horizontal or vertical) which is used during the cannabis germination, seedling, vegetative, pre-flowering, flowering and harvesting phases, including without limitation any space used for activities such as growing, planting, seeding, germinating, lighting, warming, cooling, aerating, fertilizing, watering, irrigating, topping, pinching, cropping, curing or drying cannabis or any such space used for storing any products, supplies or equipment related to any such activities, no matter where such storage may take place or such storage space may be located.

EXHIBIT A

- V. "Term" means a calendar month in regards to the monthly taxation of proceeds from an operation for the manufacture or testing of cannabis; and, means the fiscal year in regards to the annual taxation of the space utilized as cultivation area for cannabis.
- W. "Testing" means to perform tests on cannabis or cannabis products pursuant to a valid certificate of accreditation from the State of California for such operations.

Section 61310. Tax.

- A. Cannabis Cultivation Tax. Every person cultivating cannabis in the City, either pursuant to this Code or otherwise, and regardless of whether such operation has a valid permit pursuant to this Code, shall pay an annual maximum tax of twenty-five dollars (\$25) per square foot for space utilized as cultivation area. Taxes imposed on cultivation area shall be adjusted annually on July 1 after the date of imposition, and then July 1 of each succeeding year based on the Consumer Price Index ("CPI") for all urban consumers in the Los Angeles-Riverside-Orange County areas as published by the United States Government Bureau of Labor Statistics; however, no adjustment shall decrease any tax imposed by this chapter, unless approved by the City Council.
- B. Cannabis Operations Tax. Every person engaged in conducting an operation for the retail or wholesale distribution, cultivation, manufacture, transportation (including delivery), or testing of cannabis, either pursuant to the Carson Municipal Code or otherwise, and regardless of whether such operation has a valid permit pursuant to the Carson Municipal Code, shall pay a maximum cannabis tax of 18% of proceeds or fractional part thereof.

Section 61320. Operation.

- A. Failure to pay the taxes set forth in this chapter shall be subject to penalties, interest charges, and determinations of tax due as the City Council may establish and the City may use any or all other enforcement remedies provided for in this Code, or pursuant to state law.
- B. The City Council may impose the tax authorized by this chapter at a lower rate and may establish exemptions, incentives, or other reductions, and penalties and interest charges or determinations of tax due for failure to pay the tax in a timely manner, as otherwise allowed by Code or California law. No action by the Council under this Section shall prevent it from later increasing the tax or removing any exemption, incentive, or reduction, and restoring the maximum tax specified in this chapter.
- C. The payment of the tax required pursuant to this chapter shall not be construed as authorizing the conduct or continuance of any illegal business or of a legal business in an illegal manner. Nothing in this chapter shall be construed to authorize cannabis operations.

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- D. Taxes provided for hereunder are not sales or use taxes and shall not be calculated or assessed as such. The taxes shall not be separately identified or otherwise specifically assessed or charged to any individual member, consumer or customer; rather, the taxes are imposed upon the cannabis operation.
- E. The Finance Director shall promulgate rules, regulations, and procedures to implement and administer this chapter to ensure the efficient and timely collection of the tax imposed by this chapter, including without limitation, formulation and implementation of penalties and interest to be assessed for failure to pay the tax as provided.

Section 61330. Returns and Remittances.

The Tax shall be due and payable as follows:

- A. Each person owing Tax, on or before the last business day of each term as established by the Finance Director, shall prepare a tax return to the Finance Director of the total proceeds, and the amount of Tax owed for the preceding term. At the time the Tax return is filed, the full amount of the Tax owed for the preceding term shall be remitted to the City.
- B. All tax returns shall be completed on forms provided by the Finance Director.
- C. Tax returns and payments for all outstanding taxes owed the city are immediately due the Finance Director upon cessation of business for any reason.
- D. Whenever any payment, statement, report, request or other communication received by the Finance Director is received after the time prescribed by this section for the receipt thereof, but is in an envelope bearing a postmark showing that it was mailed on or prior to the date prescribed in this section for the receipt thereof, or whenever the Finance Director is furnished substantial proof that the payment, statement, report, request, or other communication was in fact deposited in the United States mail on or prior to the date prescribed for receipt thereof, the Finance Director may regard such payment, statement, report, request, or other communication as having been timely received. If the due day falls on Friday, Saturday, Sunday, or a federal holiday, the due day shall be the last regular business day on which the City Hall is open to the public prior to the due date.
- E. Unless otherwise specifically provided under other provisions of this chapter, the taxes required to be paid pursuant to this chapter shall be deemed delinquent if not paid on or before the due date specified by this section.
- F. The Finance Director is not required to send a delinquency or other notice or bill to any person subject to the provisions of this chapter and failure to send such notice or bill shall not affect the validity of any tax or penalty due under the provisions of this chapter.

EXHIBIT A

Section 61340. Failure to Pay Tax.

Any person who fails or refuses to pay any tax required to be paid pursuant to this chapter on or before the due date shall pay penalties and interest as follows:

- A. A penalty equal to twenty-five percent of the amount of the Tax in addition to the amount of the Tax, plus interest on the unpaid Tax calculated from the due date of the Tax at a rate established by resolution of the City Council; and, an additional penalty equal to twenty-five percent of the amount of the Tax if the tax remains unpaid for a period exceeding one calendar month beyond the due date, plus interest on the unpaid Tax and interest on the unpaid penalties calculated at the rate established by resolution of the City Council.
- B. Whenever a check is submitted in payment of a Tax and the check is subsequently returned unpaid by the bank upon which the check is drawn, and the check is not redeemed prior to the due date, the taxpayer will be liable for the Tax amount due plus penalties and interest as provided for in this section plus any amount allowed under state law.
- C. The Tax due shall be that amount due and payable from the operative date of this chapter.
- D. The Finance Director may waive the first and second penalties of twenty-five percent each imposed upon any person if:
 - 1. The person provides evidence satisfactory to the Finance Director that failure to pay timely was due to circumstances beyond the control of the person and occurred notwithstanding the exercise of ordinary care and the absence of willful neglect, and the person paid the delinquent business tax and accrued interest owed the city prior to applying to the Finance Director for a waiver.
 - 2. The waiver provisions specified in this subsection shall not apply to interest accrued on the delinquent tax and a waiver shall be granted only once during any twenty-four month period for taxation of proceeds, and only once during any five (5) year period for taxation of space utilized as cultivation area for cultivation of cannabis.

Section 61350. Refunds.

- A. No refund shall be made of any Tax collected pursuant to this chapter, except as provided in this Section.
- B. No refund of any Tax collected pursuant to this chapter shall be made because of the discontinuation, dissolution, or other termination of an operation.
- C. Any person entitled to a refund of taxes paid pursuant to this chapter may elect in writing to have such refund applied as a credit against cannabis Taxes for the next term.

EXHIBIT A

- D. Whenever the amount of any tax, penalty, or interest has been overpaid, paid more than once, or has been erroneously or illegally collected or received by the city under this chapter, such amount may be refunded to the claimant who paid the Tax provided that a written claim for refund is filed with the Finance Director.
- E. The Finance Director shall have the right to examine and audit all the books and business records of the claimant in order to determine the eligibility of the claimant to the claimed refund. No claim for refund shall be allowed if the claimant therefor refuses to allow such examination of claimant's books and business records after request by the Finance Director to do so.
- F. In the event that the Tax was erroneously paid and the error is attributable to the city, the entire amount of the Tax erroneously paid shall be refunded to the claimant. If the error is attributable to the claimant, the city shall retain the amount set forth in this chapter from the amount to be refunded to cover expenses.
- G. The Finance Director shall initiate a refund of any Tax which has been overpaid or erroneously collected whenever the overpayment or erroneous collection is uncovered by a city audit of Tax receipts. In the event that the Tax was erroneously paid and the error is attributable to the city, the entire amount of the Tax erroneously paid shall be refunded to the claimant. If the error is attributable to the claimant, the city shall retain the amount set forth in this chapter from the amount to be refunded to cover expenses.

Section 61360. Enforcement.

- A. It shall be the duty of the Finance Director to enforce each and all of the provisions of this chapter.
- B. For purposes of administration and enforcement of this chapter generally, the Finance Director, with the assistance of the City Attorney, may from time to time promulgate administrative rules and regulations.
- C. The Finance Director shall have the power to audit and examine all books and records of operations as well as persons engaged in the conducting of an operation, including both state and federal income tax returns, California sales tax returns, logs, receipts, bank records, or other evidence documenting the gross receipts of the operation, or persons engaged in the conduct of an operation, for the purpose of ascertaining the amount of Tax, if any, required to be paid by the provisions of this chapter, and for the purpose of verifying any statements or any item thereof when filed by any person pursuant to the provisions of this chapter. If such operations or person, after written demand by the Finance Director, refuses to make available for audit, examination or verification such books, records, or equipment as the Finance Director requests, the Finance Director may, after full consideration of all information within the Finance Director's knowledge concerning the operation and activities of the person so refusing, make a determination of

EXHIBIT A

tax due in the manner provided in Section 3.40.080 of this chapter.

- D. The conviction and punishment of any person for failure to pay the required tax shall not excuse or exempt such person from any civil action for the tax debt unpaid at the time of such conviction. No civil action shall prevent a criminal prosecution for any violation of the provisions of this chapter or of any state law requiring the payment of all taxes.
- E. Any person violating any of the provisions of this chapter or any regulation or rule passed in accordance herewith, or knowingly or intentionally misrepresenting to any officer or employee of the City any material fact in procuring permits from the City as provided for in this chapter, shall be deemed guilty of a misdemeanor.

Section 61361- Debts; Deficiencies; Determinations; Hearings.

- A. The amount of any tax, penalties, and interest imposed by the provisions of this chapter shall be deemed a debt to the city and any person conducting an operation without also making payment to the city of the taxes imposed by this chapter shall be liable in an action in the name of the city in any court of competent jurisdiction for the amount of the tax, and penalties and interest imposed on such operation.
- B. If the Finance Director is not satisfied that any statement filed as required under the provisions of this chapter is correct, or that the amount of tax is correctly computed, the Finance Director may compute and determine the amount to be paid and make a deficiency determination upon the basis of the facts contained in the statement or upon the basis of any information in his or her possession or that may come into his or her possession. One or more deficiency determinations of the amount of tax due for a period or periods may be made. When a person discontinues engaging in an operation, a deficiency determination may be made at any time within three years thereafter as to any liability arising from engaging in such business whether or not a deficiency determination is issued prior to the date the tax would otherwise be due.
- C. Under any of the following circumstances, the Finance Director may make and give notice of a determination of the amount of tax owed by a person under this chapter:
 - 1. If the person has not filed any statement or return required under the provisions of this chapter.
 - 2. If the person has not paid any tax due under the provisions of this chapter.
 - 3. If the person has not, after demand by the Finance Director, filed a corrected statement or return, or furnished to the Finance Director adequate substantiation of the information contained in a statement or return already filed, or paid any additional amount of tax due under the provisions of this chapter.
 - 4. If the Finance Director determines that the nonpayment of any tax due under this

EXHIBIT A

chapter is due to fraud, a penalty of twenty-five percent of the amount of the tax shall be added thereto in addition to penalties and interest otherwise stated in this chapter.

5. The notice of determination shall separately set forth the amount of any tax known by the Finance Director to be due or estimated by the Finance Director, after consideration of all information within the Finance Director's knowledge concerning the business and activities of the person assessed, to be due under each applicable section of this chapter, and shall include the amount of any penalties or interest accrued on each amount to the date of the notice of determination.
 6. The notice of determination shall be served upon the person either by handing it to him or her personally, or by a deposit of the notice in the United States mail, postage prepaid thereon, addressed to the person at the address of the location of the business appearing on the face of the business tax certificate issued under this Code or to such other address as he or she shall register with the Finance Director for the purpose of receiving notices provided under this chapter; or, should the person have no business tax certificate issued and should the person have no address registered with the Finance Director for such purpose, then to such person's last known address. For the purposes of this section, a service by mail is complete at the time of deposit in the United States mail.
- D. Within ten days after the date of service of a determination of the amount of tax owed by a person under this chapter, the person may apply in writing to the Finance Director for a hearing on the determination. If application for a hearing before the City is not timely made, the tax assessed by the Finance Director shall become final. The procedures for such a hearing shall be conducted as required by law and as follows:
1. The City Council delegates its authority to conduct such a hearing on the determination to an independent hearing officer. The compensation of the hearing officer shall not depend on any particular outcome of the appeal. The hearing officer shall have full authority and duty to preside over the hearing on the determination in the manner set forth herein and as required by law.
 2. Within 30 days of the receipt of any such application for hearing, the Finance Director shall cause the matter to be set for hearing before the independent hearing officer, unless a later date is agreed to by the Finance Director and the person requesting the hearing.
 3. Notice of the hearing shall be given by the Finance Director to the person requesting the hearing not later than five days prior to the date of the hearing. For good cause, the hearing officer may continue the administrative hearing from time to time. At the hearing the applicant may appear and offer evidence to show why the determination as made by the Finance Director should not be confirmed and fixed as the tax due. In conducting the hearing, the hearing officer shall not be limited by the technical rules of evidence. Failure of the person who applied for a hearing on the determination to

EXHIBIT A

appear shall not affect the validity of the proceedings or order issued thereon.

4. Upon conclusion of the hearing, or no later than 10 days after the conclusion of the hearing, the hearing officer shall determine and reassess the proper tax to be charged and shall give written notice to the person in the manner prescribed in this chapter for giving notice of determination, and the hearing officer shall submit its decision and the record to the City Clerk. The decision of the hearing officer shall be final.

SECTION 2. EFFECTIVE DATE.

If a majority of the voters of the City of Carson voting at the General Municipal Election of November 8, 2016 vote in favor of this Ordinance, then this Ordinance shall become a valid and binding ordinance of the City of Carson, and shall be considered as adopted upon the date that the vote is declared by the City Council of the City of Carson, and this Ordinance shall go into effect ten (10) days after that date, pursuant to Election Code section 9217.

SECTION 3. CITY COUNCIL AUTHORITY TO AMEND

This is a City Council sponsored initiative Ordinance which otherwise would only be subject to amendment by the voters of the City of Carson. However, pursuant to Section 9217 of the California Elections Code, the City Council expressly reserves the right and authority to amend the Ordinance to further the purposes and intent of the Ordinance (including but not limited to amendment for more efficient administration as determined by the City Council) in any manner that does not increase a tax rate, or otherwise constitute a tax increase for which voter approval is required by Article XIII C of the California Constitution.

SECTION 4. SEVERABILITY.

If any section, subsection, sentence, clause, phrase, or portion of this Ordinance is for any reason held to be invalid or unenforceable by a court of competent jurisdiction, the remaining portions of this Ordinance shall nonetheless remain in full force and effect. The People hereby declare that they would have adopted each section, subsection, sentence, clause, phrase, or portion of this Ordinance, irrespective of the fact that any one or more sections, subsections, sentences, clauses, phrases, or portions of this Ordinance be declared invalid or unenforceable.

SECTION 5. EXECUTION.

The Mayor of the City of Carson is hereby authorized and ordered to attest to the adoption of the Ordinance by the voters of the City of Carson by signing where indicated below.

I hereby certify that the foregoing Ordinance was PASSED, APPROVED and ADOPTED by the People of the City of Carson, California voting on the 8th day of November, 2016.

EXHIBIT A

Mayor

ATTEST:

City Clerk

APPROVED AS TO FORM:

City Attorney

EXHIBIT A

RESOLUTION 16-116

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CARSON, CALIFORNIA, SETTING PRIORITIES FOR FILING WRITTEN ARGUMENT(S) AND DIRECTING THE CITY ATTORNEY TO PREPARE AN IMPARTIAL ANALYSIS, REGARDING THE MEASURE TO APPROVE TAXING CANNABIS RELATED BUSINESS ACTIVITIES

WHEREAS, if in the future cannabis business activities are permitted in Carson by either a future Carson City Council, or the voters of Carson through a future ballot measure, then the Carson City Council desires that a tax be in place and imposed on any such future cannabis business activities; and

WHEREAS, a General Municipal Election is to be held in the City of Carson, California, on November 8, 2016, at which there will be submitted to the voters a ballot measure to consider approving a proposed ordinance to approve a cannabis cultivation tax of maximum \$25 per square foot of space utilized for cultivation and maximum 18% of proceeds on cannabis retail, cultivation, manufacturing, and testing, to be adjusted annually on July 1 based on CPI.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF CARSON, CALIFORNIA, DOES HEREBY RESOLVE, DECLARE, DETERMINE AND ORDER AS FOLLOWS:

Section 1. That pursuant to Election Code §§ 9282 and 9287, the City Council hereby authorizes, but does not require, any or all members of the City Council to file a written argument for or against the foregoing measure.

Section 2. That in the event that more than one argument for or against the foregoing measure is timely submitted, the City Council's duly appointed elections official shall give preference and priority first, to arguments submitted by a member of the City Council, as authorized by this Resolution, and second, to individual voters, bona fide associations, or a combination thereof, in the order set forth at California Elections Code § 9287.

Section 3. That in accordance with the requirements of Division 9, Chapter 3, Article 4 of the California Elections Code, all written arguments for or against the foregoing measure: (1) shall not exceed three hundred (300) words in length; (2) shall be filed with the City's designated elections official; (3) shall be accompanied by the printed name(s) and signature(s) of the person(s) submitting it, or if submitted on behalf of an organization, the name of the organization, and the printed name and signature of at least one of the principal officers who is the author of the argument; and (4) shall be accompanied by the Form of Statement to be Filed by Author(s) of Argument as provided for in California Elections Code § 9600. All written arguments may be changed or withdrawn until and including the date fixed by the City's designated elections official, after which time no arguments for or against the foregoing measure may be submitted to the elections official.

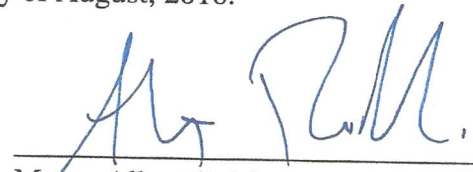
Section 4. That the City Council hereby directs the City's designated elections official to transmit a copy of the foregoing measure to the City Attorney. In accordance with California Elections Code § 9280, the City Attorney is hereby directed to prepare an impartial analysis of the measure, not to exceed five hundred (500) words in length, showing the effect of the measure on the existing law and the operation of the measure. The analysis shall include a statement indicating whether the measure was placed on the ballot by a petition signed by the requisite number of voters or by the governing body of the city. In the event the entire text of the measure is not printed on the ballot, nor in the voter information portion of the sample ballot, there shall be printed immediately below the impartial analysis, in no less than 10-point bold type, a legend substantially as follows: "The above statement is an impartial analysis of Ordinance or Measure _____. If you desire a copy of the ordinance or measure, please call the elections official's office at (insert telephone number) and a copy will be mailed at no cost to you." The impartial analysis shall be filed by the date set by the City's designated elections official for the filing of primary arguments.

Section 5. That the City's designated elections official shall cause the City Attorney's Impartial Analysis, and duly selected arguments, to be printed and distributed to voters in accordance with State law regarding same.

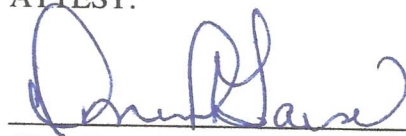
Section 6. That the City Clerk shall certify to the passage and adoption of this Resolution and enter it into the book of original Resolutions. This Resolution shall be effective immediately upon passage and adoption.

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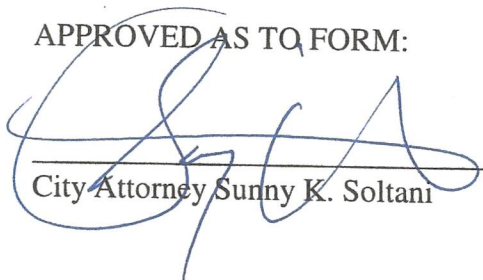
PASSED, APPROVED AND ADOPTED by the City Council of the City of Carson, California, at a regular meeting held on the 11th day of August, 2016.


Mayor Albert Robles

ATTEST:


City Clerk Donesia L. Gause, CMC

APPROVED AS TO FORM:


City Attorney Sunny K. Soltani

I hereby certify that this document is
a full, true, and correct copy of the
document on file in this office


City Clerk, City of Carson, CA

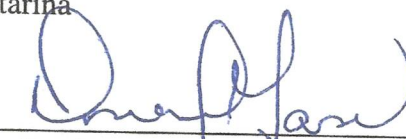
By 
Deputy
Date 8/12/16



STATE OF CALIFORNIA)
COUNTY OF LOS ANGELES) ss.
CITY OF CARSON)

I, Donesia L. Gause, CMC, City Clerk of the City of Carson, California, hereby attest to and certify that the foregoing resolution, being Resolution No. 16-116, adopted by the Carson City Council at its meeting held on the 11th day of August, 2016, by the following vote:

AYES:	COUNCIL MEMBERS:	Mayor Robles, Davis-Holmes, Hilton, and Hicks
NOES:	COUNCIL MEMBERS:	None
ABSTAIN:	COUNCIL MEMBERS:	None
ABSENT:	COUNCIL MEMBERS:	Santarina


City Clerk Donesia L. Gause, CMC

RESOLUTION 16-116

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CARSON, CALIFORNIA, SETTING PRIORITIES FOR FILING WRITTEN ARGUMENT(S) AND DIRECTING THE CITY ATTORNEY TO PREPARE AN IMPARTIAL ANALYSIS, REGARDING THE MEASURE TO APPROVE TAXING CANNABIS RELATED BUSINESS ACTIVITIES

WHEREAS, if in the future cannabis business activities are permitted in Carson by either a future Carson City Council, or the voters of Carson through a future ballot measure, then the Carson City Council desires that a tax be in place and imposed on any such future cannabis business activities; and

WHEREAS, a General Municipal Election is to be held in the City of Carson, California, on November 8, 2016, at which there will be submitted to the voters a ballot measure to consider approving a proposed ordinance to approve a cannabis cultivation tax of maximum \$25 per square foot of space utilized for cultivation and maximum 18% of proceeds on cannabis retail, cultivation, manufacturing, and testing, to be adjusted annually on July 1 based on CPI.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF CARSON, CALIFORNIA, DOES HEREBY RESOLVE, DECLARE, DETERMINE AND ORDER AS FOLLOWS:

Section 1. That pursuant to Election Code §§ 9282 and 9287, the City Council hereby authorizes, but does not require, any or all members of the City Council to file a written argument for or against the foregoing measure.

Section 2. That in the event that more than one argument for or against the foregoing measure is timely submitted, the City Council's duly appointed elections official shall give preference and priority first, to arguments submitted by a member of the City Council, as authorized by this Resolution, and second, to individual voters, bona fide associations, or a combination thereof, in the order set forth at California Elections Code § 9287.

Section 3. That in accordance with the requirements of Division 9, Chapter 3, Article 4 of the California Elections Code, all written arguments for or against the foregoing measure: (1) shall not exceed three hundred (300) words in length; (2) shall be filed with the City's designated elections official; (3) shall be accompanied by the printed name(s) and signature(s) of the person(s) submitting it, or if submitted on behalf of an organization, the name of the organization, and the printed name and signature of at least one of the principal officers who is the author of the argument; and (4) shall be accompanied by the Form of Statement to be Filed by Author(s) of Argument as provided for in California Elections Code § 9600. All written arguments may be changed or withdrawn until and including the date fixed by the City's designated elections official, after which time no arguments for or against the foregoing measure may be submitted to the elections official.

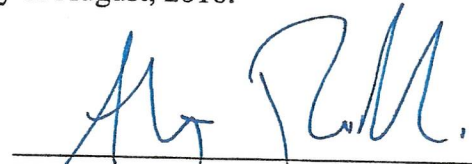
Section 4. That the City Council hereby directs the City's designated elections official to transmit a copy of the foregoing measure to the City Attorney. In accordance with California Elections Code § 9280, the City Attorney is hereby directed to prepare an impartial analysis of the measure, not to exceed five hundred (500) words in length, showing the effect of the measure on the existing law and the operation of the measure. The analysis shall include a statement indicating whether the measure was placed on the ballot by a petition signed by the requisite number of voters or by the governing body of the city. In the event the entire text of the measure is not printed on the ballot, nor in the voter information portion of the sample ballot, there shall be printed immediately below the impartial analysis, in no less than 10-point bold type, a legend substantially as follows: "The above statement is an impartial analysis of Ordinance or Measure _____. If you desire a copy of the ordinance or measure, please call the elections official's office at (insert telephone number) and a copy will be mailed at no cost to you." The impartial analysis shall be filed by the date set by the City's designated elections official for the filing of primary arguments.

Section 5. That the City's designated elections official shall cause the City Attorney's Impartial Analysis, and duly selected arguments, to be printed and distributed to voters in accordance with State law regarding same.

Section 6. That the City Clerk shall certify to the passage and adoption of this Resolution and enter it into the book of original Resolutions. This Resolution shall be effective immediately upon passage and adoption.

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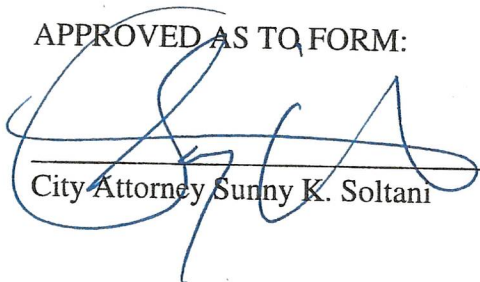
PASSED, APPROVED AND ADOPTED by the City Council of the City of Carson, California, at a regular meeting held on the 11th day of August, 2016.


Mayor Albert Robles

ATTEST:


City Clerk Donesia L. Gause, CMC

APPROVED AS TO FORM:


City Attorney Sunny K. Soltani

I hereby certify that this document is
a full, true, and correct copy of the
document on file in this office


City Clerk, City of Carson, CA

By  Deputy
Date 8/12/16



STATE OF CALIFORNIA)
COUNTY OF LOS ANGELES) ss.
CITY OF CARSON)

I, Donesia L. Gause, CMC, City Clerk of the City of Carson, California, hereby attest to and certify that the foregoing resolution, being Resolution No. 16-116, adopted by the Carson City Council at its meeting held on the 11th day of August, 2016, by the following vote:

AYES:	COUNCIL MEMBERS:	Mayor Robles, Davis-Holmes, Hilton, and Hicks
NOES:	COUNCIL MEMBERS:	None
ABSTAIN:	COUNCIL MEMBERS:	None
ABSENT:	COUNCIL MEMBERS:	Santarina


City Clerk Donesia L. Gause, CMC

RESOLUTION 16-117

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CARSON, CALIFORNIA, PROVIDING FOR THE FILING OF REBUTTAL ARGUMENTS REGARDING THE MEASURE TO APPROVE TAXING CANNABIS RELATED BUSINESS ACTIVITIES

WHEREAS, if in the future cannabis business activities are permitted in Carson by either a future Carson City Council, or the voters of Carson through a future ballot measure, then the Carson City Council desires that a tax be in place and imposed on any such future cannabis business activities; and

WHEREAS, a General Municipal Election is to be held in the City of Carson, California, on November 8, 2016, at which there will be submitted to the voters a ballot measure to consider approving a proposed ordinance to approve a cannabis cultivation tax of maximum \$25 per square foot of space utilized for cultivation and maximum 18% of proceeds on cannabis retail, cultivation, manufacturing, and testing, to be adjusted annually on July 1 based on CPI; and,

WHEREAS, California Elections Code § 9285 authorizes the City Council, by majority vote, to adopt provisions to provide for the filing of rebuttal arguments regarding city measures submitted at municipal election.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF CARSON, CALIFORNIA, DOES RESOLVE, DECLARE, DETERMINE AND ORDER AS FOLLOWS:

Section 1. That pursuant to Elections Code § 9285, when the City's designated elections official has selected the arguments for and against the foregoing measure which will be printed and distributed to the voters, the City's designated elections official shall send copies of the argument in favor of the measure to the authors of the argument against, and copies of the argument against to the authors of the argument in favor. The author or a majority of the authors of an argument relating to the foregoing city measure may prepare and submit a rebuttal argument not to exceed two hundred and fifty (250) words in length. A rebuttal argument may not be signed by more than five (5) authors. The rebuttal arguments shall be filed with the City Clerk not more than ten (10) days after the final date for filing direct arguments. The rebuttal arguments shall be accompanied by the Form of Statement to be Filed by Author(s) of Argument as provided for in California Elections Code § 9600. Rebuttal arguments shall be printed in the same manner as the direct arguments. Each rebuttal argument shall immediately follow the direct argument which it seeks to rebut.

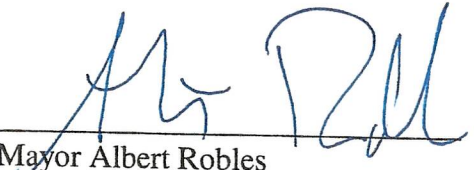
Section 2. That all previous resolutions providing for the filing of rebuttal arguments for city measures are repealed.

Section 3. That the provisions of Section 1 of this Resolution shall apply only to the General Municipal Election to be held on November 8, 2016, and shall then be repealed.

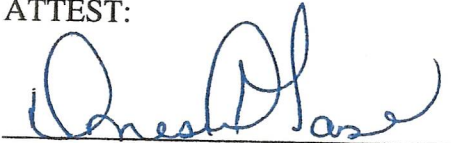
Section 4. That the City Clerk shall certify to the passage and adoption of this Resolution and enter it into the book of original Resolutions. This Resolution shall be effective immediately upon passage and adoption.

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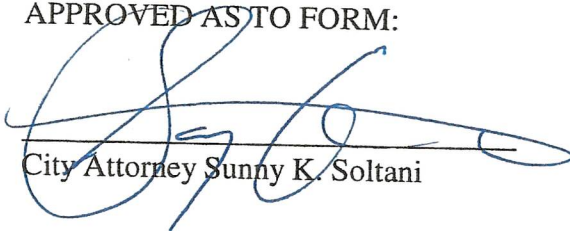
PASSED, APPROVED AND ADOPTED by the City Council of the City of Carson, California, at a regular meeting held on the 11th day of August, 2016.


Mayor Albert Robles

ATTEST:


City Clerk Donesia L. Gause, CMC

APPROVED AS TO FORM:


City Attorney Sunny K. Soltani

I hereby certify that this document is
a full, true, and correct copy of the
document on file in this office


City Clerk, City of Carson, CA

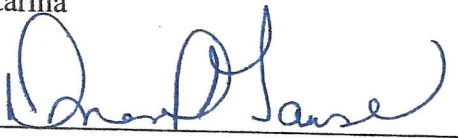
By 
Deputy
Date 8/12/16



STATE OF CALIFORNIA)
COUNTY OF LOS ANGELES) ss.
CITY OF CARSON)

I, Donesia L. Gause, CMC, City Clerk of the City of Carson, California, hereby attest to and certify that the foregoing resolution, being Resolution No. 16-117, adopted by the Carson City Council at its meeting held on the 11th day of August, 2016, by the following vote:

AYES:	COUNCIL MEMBERS:	Mayor Robles, Davis-Holmes, Hilton, and Hicks
NOES:	COUNCIL MEMBERS:	None
ABSTAIN:	COUNCIL MEMBERS:	None
ABSENT:	COUNCIL MEMBERS:	Santarina


City Clerk Donesia L. Gause, CMC

RESOLUTION 16-117

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CARSON, CALIFORNIA, PROVIDING FOR THE FILING OF REBUTTAL ARGUMENTS REGARDING THE MEASURE TO APPROVE TAXING CANNABIS RELATED BUSINESS ACTIVITIES

WHEREAS, if in the future cannabis business activities are permitted in Carson by either a future Carson City Council, or the voters of Carson through a future ballot measure, then the Carson City Council desires that a tax be in place and imposed on any such future cannabis business activities; and

WHEREAS, a General Municipal Election is to be held in the City of Carson, California, on November 8, 2016, at which there will be submitted to the voters a ballot measure to consider approving a proposed ordinance to approve a cannabis cultivation tax of maximum \$25 per square foot of space utilized for cultivation and maximum 18% of proceeds on cannabis retail, cultivation, manufacturing, and testing, to be adjusted annually on July 1 based on CPI; and,

WHEREAS, California Elections Code § 9285 authorizes the City Council, by majority vote, to adopt provisions to provide for the filing of rebuttal arguments regarding city measures submitted at municipal election.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF CARSON, CALIFORNIA, DOES RESOLVE, DECLARE, DETERMINE AND ORDER AS FOLLOWS:

Section 1. That pursuant to Elections Code § 9285, when the City's designated elections official has selected the arguments for and against the foregoing measure which will be printed and distributed to the voters, the City's designated elections official shall send copies of the argument in favor of the measure to the authors of the argument against, and copies of the argument against to the authors of the argument in favor. The author or a majority of the authors of an argument relating to the foregoing city measure may prepare and submit a rebuttal argument not to exceed two hundred and fifty (250) words in length. A rebuttal argument may not be signed by more than five (5) authors. The rebuttal arguments shall be filed with the City Clerk not more than ten (10) days after the final date for filing direct arguments. The rebuttal arguments shall be accompanied by the Form of Statement to be Filed by Author(s) of Argument as provided for in California Elections Code § 9600. Rebuttal arguments shall be printed in the same manner as the direct arguments. Each rebuttal argument shall immediately follow the direct argument which it seeks to rebut.

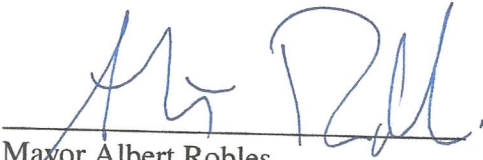
Section 2. That all previous resolutions providing for the filing of rebuttal arguments for city measures are repealed.

Section 3. That the provisions of Section 1 of this Resolution shall apply only to the General Municipal Election to be held on November 8, 2016, and shall then be repealed.

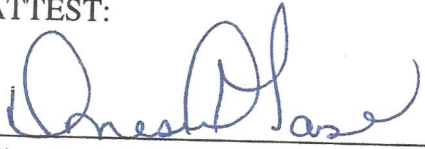
Section 4. That the City Clerk shall certify to the passage and adoption of this Resolution and enter it into the book of original Resolutions. This Resolution shall be effective immediately upon passage and adoption.

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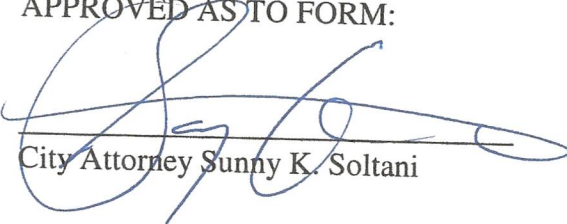
PASSED, APPROVED AND ADOPTED by the City Council of the City of Carson, California, at a regular meeting held on the 11th day of August, 2016.


Mayor Albert Robles

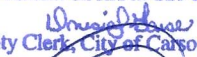
ATTEST:


City Clerk Donesia L. Gause, CMC

APPROVED AS TO FORM:


City Attorney Sunny K. Soltani

I hereby certify that this document is
a full, true, and correct copy of the
document on file in this office


City Clerk, City of Carson, CA

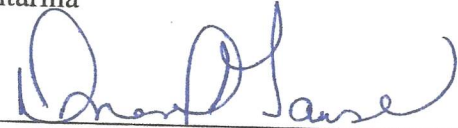
By  Deputy
Date 8/12/16



STATE OF CALIFORNIA)
COUNTY OF LOS ANGELES) ss.
CITY OF CARSON)

I, Donesia L. Gause, CMC, City Clerk of the City of Carson, California, hereby attest to and certify that the foregoing resolution, being Resolution No. 16-117, adopted by the Carson City Council at its meeting held on the 11th day of August, 2016, by the following vote:

AYES:	COUNCIL MEMBERS:	Mayor Robles, Davis-Holmes, Hilton, and Hicks
NOES:	COUNCIL MEMBERS:	None
ABSTAIN:	COUNCIL MEMBERS:	None
ABSENT:	COUNCIL MEMBERS:	Santarina


City Clerk Donesia L. Gause, CMC



CITY OF CARSON

July 7, 2016

Los Angeles County Board of Supervisors
Attn: Lori Glasgow, Executive Officer
Kenneth Hahn Hall of Administration
500 West Temple Street, Room 383
Los Angeles, CA 90012.

Re: City of Carson November 8, 2016 General Municipal Election

Dear Ms. Glasgow:

Enclosed please find 2 certified copies of the following General Municipal Election resolutions:

Resolution No. 16-079, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CARSON, CALIFORNIA, CALLING FOR THE HOLDING OF A GENERAL MUNICIPAL ELECTION TO BE ADMINISTERED BY THE CITY'S ELECTION OFFICIAL AND TO BE HELD ON TUESDAY, NOVEMBER 8, 2016, FOR THE ELECTION OF CERTAIN OFFICERS AS REQUIRED BY THE PROVISIONS OF THE LAWS OF THE STATE OF CALIFORNIA RELATING TO GENERAL LAW CITIES"

Resolution No. 16-085, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CARSON, CALIFORNIA, REQUESTING THE BOARD OF SUPERVISORS OF THE COUNTY OF LOS ANGELES TO RENDER SPECIFIED SERVICES TO THE CITY RELATING TO THE CONDUCT OF A GENERAL MUNICIPAL ELECTION TO BE ADMINISTERED BY THE CITY'S ELECTION OFFICIAL AND HELD ON TUESDAY, NOVEMBER 8, 2016."

Sincerely,

Donesia L. Gause, CMC
City Clerk

DLG/yc

Enclosures

RESOLUTION NO. 16-085

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CARSON, CALIFORNIA, REQUESTING THE BOARD OF SUPERVISORS OF THE COUNTY OF LOS ANGELES TO RENDER SPECIFIED SERVICES TO THE CITY RELATING TO THE CONDUCT OF A GENERAL MUNICIPAL ELECTION TO BE ADMINISTERED BY THE CITY'S ELECTION OFFICIAL AND HELD ON TUESDAY, NOVEMBER 8, 2016

WHEREAS, a General Municipal Election is to be held in the City of Carson, California, on November 8, 2016; and

WHEREAS, the General Municipal Election to be held in the City of Carson, California on November 8, 2016 shall be administered by, and primarily and generally conducted by, the City of Carson through its Elections Official the City Clerk Donesia L. Gause, CMC; and

WHEREAS, in the course of conduct of the election it is necessary for the City to request certain services of the County; and

WHEREAS, all necessary expenses in performing these services shall be paid by the City of Carson;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF CARSON, CALIFORNIA, DOES RESOLVE, DECLARE, DETERMINE AND ORDER AS FOLLOWS:

Section 1. That pursuant to the provisions of § 10002 of the Elections Code of the State of California, this City Council requests the Board of Supervisors of Los Angeles County to permit the Los Angeles County Election Department to prepare and furnish the following for use in conducting the election:

1. A listing of county precincts with number of registered voters in each, so the City may consolidate election precincts into city voting precincts, and maps of the voting precincts.
2. A list of polling places and poll workers the county uses for their elections.
3. The voter record of the names and address of all eligible registered voters in the City in order that the City and/or the City's consultant may:
 - a. Produce labels for vote-by-mail voters;
 - b. Produce labels for sample ballot pamphlets;
 - c. Print Rosters of Voters and Street Indexes;
4. Voter signature verification services as needed.

5. Make available to the City election equipment and assistance as needed according to state law.

Section 2. That the City shall reimburse the County for services performed when the work is completed and upon presentation to the City of a properly approved bill.

Section 3. That the City Clerk is directed to forward without delay to the Board of Supervisors of Los Angeles County and to the Los Angeles County Election Department, each a certified copy of this resolution.

Section 4. That the City Clerk shall certify to the passage and adoption of this Resolution and enter it into the book of original Resolutions.

PASSED, APPROVED and ADOPTED this 5th day of July, 2016.

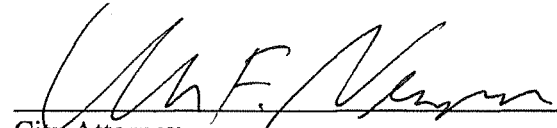


Mayor Albert Robles

ATTEST:

 **Cristin McDonald**
SENIOR DEPUTY
City Clerk
for **City Clerk Donesia L. Gause** **City Clerk**

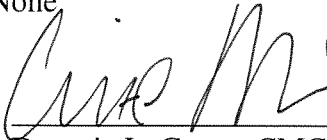
APPROVED AS TO FORM:


for **City Attorney**
Asst City Atty Chris F. Nanneyer

STATE OF CALIFORNIA)
COUNTY OF LOS ANGELES) ss.
CITY OF CARSON)

I, Donesia L. Gause, City Clerk of the City of Carson, California, do hereby certify that the whole number of members of the City Council is five; that the foregoing resolution, being Resolution No. 16-085, was duly and regularly adopted by said Council at a regular meeting duly and regularly held on the 5th day of July, 2016, and that the same was passed and adopted by the following vote:

AYES:	COUNCIL MEMBERS:	Mayor Robles, Davis-Holmes, Santarina, Hilton, and Hicks
NOES:	COUNCIL MEMBERS:	None
ABSTAIN:	COUNCIL MEMBERS:	None
ABSENT:	COUNCIL MEMBERS:	None

FOR  *CRISTINA McDONALD SR. DEPUTY CITY CLERK*
Donesia L. Gause, CMC

RESOLUTION NO. 16-079

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CARSON, CALIFORNIA, CALLING FOR THE HOLDING OF A GENERAL MUNICIPAL ELECTION TO BE ADMINISTERED BY THE CITY'S ELECTION OFFICIAL AND TO BE HELD ON TUESDAY, NOVEMBER 8, 2016, FOR THE ELECTION OF CERTAIN OFFICERS AS REQUIRED BY THE PROVISIONS OF THE LAWS OF THE STATE OF CALIFORNIA RELATING TO GENERAL LAW CITIES

WHEREAS, under the provisions of the laws relating to general law cities in the State of California, a General Municipal Election shall be held on November 8, 2016, for the election of Municipal Officers.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF CARSON, CALIFORNIA, DOES RESOLVE, DECLARE, DETERMINE AND ORDER AS FOLLOWS:

Section 1. That pursuant to the requirements of the laws of the State of California relating to General Law Cities, there is called and ordered to be held in the City of Carson, California, on Tuesday, November 8, 2016, a General Municipal Election for the purpose of electing a Mayor for the full term of four years and two (2) Members of the City Council for the full term of four years.

Section 2. That pursuant to Elections Code § 320, the City Council affirms that the City Clerk for the City of Carson is the Elections Official in and for the City of Carson, for both the General Municipal Election called and ordered for November 8, 2016, as well as for subsequent general or special municipal elections held in or for the City of Carson under the provisions of the laws relating to general law cities in the State of California. All prior resolutions of the City Council of the City of Carson related to designating an Elections Official are hereby repealed and superseded to the extent they conflict with the provisions of this Resolution.

Section 3. That the ballots to be used at the election shall be in form and content as required by law.

Section 4. That the City Clerk is authorized, instructed and directed to procure and furnish any and all official ballots, notices, printed matter and all supplies, equipment and paraphernalia that may be necessary in order to properly and lawfully conduct the election.

Section 5. That the polls for the election shall be open at seven o'clock a.m. of the day of the election and shall remain open continuously from that time until eight o'clock p.m. of the same day when the polls shall be closed, pursuant to Election Code §10242, except as provided in §14401 of the Elections Code of the State of California.

Section 6. That pursuant to Elections Code §12310, a stipend for services for the persons named as precinct board members is fixed at the sum of \$175 for each Inspector (a sum which includes \$100 for working on Election Day, \$25 for attending a training class, \$25 for picking up election supplies, and \$25 for returning election supplies); and \$105 for each clerk for the election (a sum which includes \$80 for working on Election Day and \$25 to attend a training class). The stipend for volunteering each polling place is \$25 (per precinct) for a private residence or business for the election.

Section 7. That in all particulars not recited in this resolution, the election shall be held and conducted as provided by law for holding municipal elections.

Section 8. That notice of the time and place of holding the election is given and the City Clerk is authorized, instructed and directed to give further or additional notice of the election, in time, form and manner as required by law.

Section 9. That the City Clerk shall certify to the passage and adoption of this Resolution and enter it into the book of original Resolutions.

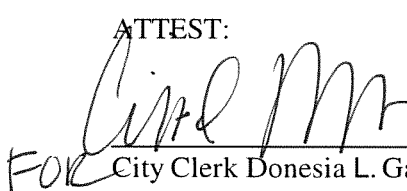
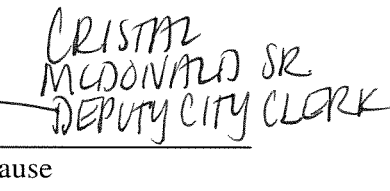
Section 10. That the City Council authorizes the City Clerk to administer said election and all reasonable and actual election expenses shall be paid by the City upon presentation of a properly submitted bill.

PASSED, APPROVED and ADOPTED on this 5th day of July, 2016.

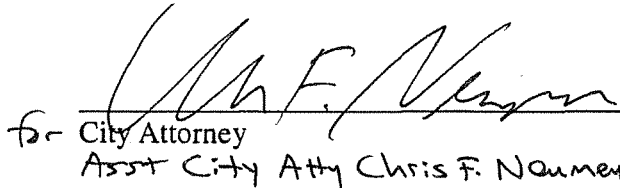


Mayor Albert Robles

ATTEST:

 
FOR City Clerk Donesia L. Gause
CRISTINE MCDONALD SR
DEPUTY CITY CLERK

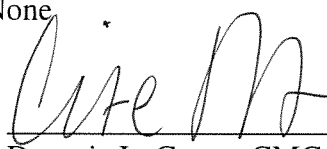
APPROVED AS TO FORM:


for City Attorney
Asst City Atty Chris F. Neumeyer

STATE OF CALIFORNIA)
COUNTY OF LOS ANGELES) ss.
CITY OF CARSON)

I, Donesia L. Gause, City Clerk of the City of Carson, California, do hereby certify that the whole number of members of the City Council is five; that the foregoing resolution, being Resolution No. 16-079, was duly and regularly adopted by said Council at a regular meeting duly and regularly held on the 5th day of July, 2016, and that the same was passed and adopted by the following vote:

AYES:	COUNCIL MEMBERS:	Mayor Robles, Davis-Holmes, Santarina, Hilton, and Hicks
NOES:	COUNCIL MEMBERS:	None
ABSTAIN:	COUNCIL MEMBERS:	None
ABSENT:	COUNCIL MEMBERS:	None

FOR  *CRISTAL MONTANO SR DEPUTY CITY CLERK*
Donesia L. Gause, CMC